

REPORT
FROM
THE SECRETARY OF THE TREASURY,

IN COMPLIANCE

With a resolution of the Senate, in relation to the execution of the 13th and 14th sections of the "Act to regulate the deposits of the public money," approved June 23, 1836.

DECEMBER 27, 1839.

Read, referred to the Committee on Finance, and ordered to be printed.

TREASURY DEPARTMENT, *December 9, 1839.*

SIR: I have the honor to transmit the present report, in pursuance of the following resolution of the Senate, adopted on the 16th of February last:

Resolved, That the Secretary of the Treasury be directed to report to the Senate, at the commencement of the first session of the next Congress, all facts and information relative to the execution of the 13th and 14th sections of the "Act to regulate the deposits of the public money," approved 23d of June, 1836, and particularly all facts and information in answer to, and touching, the following questions, to wit:

First. What amount of money has been deposited with each State, under this act, and at what periods?

Second. In what banks in each State was the money deposited, and in what amounts in each bank, at the time of the transfer to the States?

Third. Of what description of funds, whether metal or bank notes, and if of both, in what proportions did the deposits consist, in each bank of each State, at the time of the transfer to the States?

Fourth. What was the description of funds received by each State, and, if both metal and bank notes were received, what were the proportions of each so received by each State? and what was the depreciation, if any, of the bank notes received by each State at the time of reception?

Fifth. What investments or dispositions were made by each State of the deposit made with it? whether invested in stocks, and, if so, in what kind of stocks, and to what amount? whether applied to public works or to State or other institutions, and, if so, to what kind of works or institutions, and to what amount? whether loaned out or distributed, and, if so, whether to institutions, to bodies corporate, or otherwise, or to individuals, and to what kind of institutions, bodies, or class of individuals, and to what amount, and what were the circumstances and conditions of such investments, dispositions, loans, or distributions?

Resolved, That, to the end of obtaining the information required by the foregoing resolution, the Secretary be directed to correspond, if necessary, with the proper authorities of the several States

Blair & Rives, printers.

This resolution calls generally for "all facts and information relative to the execution of the 13th and 14th sections of the act to regulate the deposits of public money, approved the 23d of June, 1836." So far as regards the correspondence with the several deposit banks, and the form of the receipts given by the several States upon the deposits made with them respectively, those facts have been presented to Congress in detail, in a report made by this Department, to the House of Representatives, on the 26th September, 1837. It may be found in No. 30, of the printed Executive documents of the first session of the 25th Congress.

The only additional information with regard to the general execution of the deposit act, which comes within the scope of the resolution, seems to be the laws passed by the several States, pledging their public faith respectively, to safely keep and return to the General Government, the public money so deposited, when called for pursuant to the directions of Congress. These laws, as furnished to this department by the proper authorities of the States, are herewith transmitted, marked A, 1 to 26.

Five questions of particular inquiry are then made by the present resolution. The first three of them are answered by the enclosed statements of the Treasurer of the United States, marked B, 1 to 3, so far as this department possesses the means of replying to them with accuracy.

For the purpose of furnishing a full reply to the other two inquiries, a circular letter, of which a copy is hereto annexed, marked C, was addressed on the 20th of February last, to the Governor of each State in the Union. To some, from whom answers had not been received, the same circular was again sent in September last. In the end, answers have reached the department, from all the States, excepting New Jersey, Louisiana, Mississippi, Missouri, and Michigan, and are herewith transmitted, D, 1 to 21. From Alabama, a reply was received from the Governor, but the statement therein referred to has not yet arrived.

I am, very respectfully, your obedient servant,

LEVI WOODBURY,

Secretary of the Treasury.

To the *PRESIDENT of the Senate*
Of the United States.

A 1.

STATE OF MAINE.

In the year of our Lord one thousand eight hundred and thirty seven.

AN ACT providing for the acceptance of the public money, apportioned to the State of Maine on deposit, by the Government of the United States.

Be it enacted by the Senate and House of Representatives in Legislature assembled, That the treasurer of this State is hereby authorized to receive on the terms prescribed in the thirteenth section of the act of Congress, entitled "An act to regulate the deposits of the public money," approved the twenty-third day of June, eighteen hundred and thirty-six, the proportion of the moneys thereby directed to be deposited with the several States which may, according to the provisions of that section, be

deposited with this State, and to sign and deliver to the Secretary of the Treasury of the United States such certificates of deposits therefor as may be required under the provisions of that section, and to pledge the faith of this State for the safekeeping and repayment thereof, in such manner as may be necessary to entitle the Treasurer to receive, for and in behalf of this State, said proportion of the moneys beforementioned.

In the House of Representatives, January 25, 1837.—This bill, having had three several readings, passed to be enacted.

HANNIBAL HAMLIN, *Speaker*.

In Senate, January 26, 1837.—This bill, having had two several readings, passed to be enacted.

J. C. TALBOT, *President*.

Approved January 26, 1837.

ROBERT P. DUNLAP.

STATE OF MAINE, SECRETARY'S OFFICE,
Augusta, January 26, 1837.

I hereby certify that the foregoing is a true copy of the original deposited in this office.

A. R. NICHOLS, *Secretary of State*.

A 2.

STATE OF NEW HAMPSHIRE.

In the year of our Lord one thousand eight hundred and thirty six.

AN ACT to provide for the receipt of the public money of the United States which may be deposited with this State.

SECTION 1. *Be it enacted by the Senate and House of Representatives in General Court convened*, That the Treasurer of this State be, and he hereby is, authorized to receive from the Secretary of the Treasury of the United States the money which is directed to be deposited with this State, by virtue of an act of Congress, entitled "An act to regulate the deposits of the public money," approved on the twenty-third day of June, anno Domini one thousand eight hundred and thirty-six; and the Treasurer of this State is hereby directed and empowered to execute and deliver to the Secretary of the Treasury of the United States certificates of deposit for said money, pledging the faith of this State for the safekeeping and repayment thereof, and in all other respects in conformity with the provisions of said act.

SEC. 2. *And be it further enacted*, That the treasurer of the State, for the time being, is hereby authorized and directed to pay the said money which may have been received on said certificates of deposit, and every part thereof, from time to time, whenever the same shall be required by the Secretary of the Treasury, agreeably to the provisions of the act aforesaid; and if there shall not be a sufficient amount of moneys in the treasury of this State to meet the requisitions of the Secretary of the Treasury, the treasurer of the State, for the time being, is hereby authorized and required, on consent of the Governor, to borrow on the credit of the State such sums as may be necessary for the repayment of such deposits, in such

portions and at such times as may be requisite and proper, at the lowest rate of interest at which the same can be procured, not exceeding six per cent. ; and the treasurer, for the time being, is hereby authorized and required to pay such loans and the interest, when the same may become due or payable, out of any money in the treasury not otherwise appropriated.

C. G. ATHERTON,

Speaker of the House of Representatives.

JAMES CLARK,

President of the Senate.

Approved January 11, 1837.

ISAAC HILL, *Governor.*

SECRETARY OF STATE'S OFFICE,

January 18, 1837.

I certify the above to be a true copy of the original act now on file in this office.

RALPH METCALF, *Secretary of State.*

A 3.

COUNCIL CHAMBER, *Boston, January 19, 1837.*

SIR: I enclose an authenticated copy of an act of the legislature of Massachusetts, approved this day, authorizing the treasurer and receiver-general of the commonwealth, to receive the sum to be deposited with Massachusetts, in virtue of the provisions of the act of Congress of June 23, 1836, and I would inform you that the Hon. David Wilder, treasurer of the State, is prepared to give such receipt for the same as may be required at the Treasury of the United States, agreeably to law.

I have the honor to be, sir, respectfully, your obedient servant.

EDWARD EVERETT.

Hon. LEVI WOODBURY, *Secretary of the Treasury.*

(Enclosure of A 3.)

COMMONWEALTH OF MASSACHUSETTS,

SECRETARY'S OFFICE, *Boston, January 19, 1837.*

By this I certify, that the paper hereunto annexed, is a true copy of an original act deposited in this office. In testimony whereof, I have hereunto affixed the seal of the said commonwealth, which, by

[L. s.]

law, is in my custody and possession, on the day of the date abovementioned.

JOHN P. BIGELOW,

Secretary of the Commonwealth.

I, Edward Everett, Governor of the Commonwealth of Massachusetts, do hereby certify, that the preceding attestation is in due form and by the proper officer, and that the seal affixed to the said attestation is the great seal of the commonwealth.

EDWARD EVERETT.

COMMONWEALTH OF MASSACHUSETTS.

In the year one thousand eight hundred and thirty seven.

AN ACT concerning the surplus revenue of the United States.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows: The treasurer and receiver-general of this commonwealth is hereby authorized to receive, on the terms prescribed in the thirteenth section of the act of Congress, entitled "An act to regulate the deposits of the public money," approved the twenty-third day of June, eighteen hundred and thirty-six, the proportion of the moneys thereby directed to be deposited with the several States which may, according to the provisions of that section, be deposited with this State, and to sign and deliver to the Secretary of the Treasury of the United States, such certificates of deposit therefor as may be required under the provisions of that section, and to pledge the faith of this State for the safekeeping and repayment thereof, in such manner as may be necessary to entitle the treasurer and receiver general to receive for and in behalf of this State, said proportion of the moneys beforementioned.

House of Representatives, January 18, 1837.—Passed to be enacted.

JULIUS ROCKWELL, *Speaker*.

In Senate, January 18, 1837.—Passed to be enacted.

HORACE MANN, *President*.

Approved January 19, 1837.

EDWARD EVERETT.

A 4.

NEW HAVEN, January 3, 1837.

SIR: This State has acted on the subject of the reception of the public money in conformity to the thirteenth section of the act of Congress entitled "An act to regulate the deposits of the public money," passed June 23, 1836.

The General Assembly have by a public act agreed to accept the money on the conditions prescribed in the act of Congress, and have authorized the treasurer of the State to receive the money, and give the necessary security. Our treasurer is Jeremiah Brown, of Hartford, in the county of Hartford and to him is to be paid the proportion of the public money to be deposited with this State, in conformity to the above act of Congress.

I send you herewith an authenticated copy of the act of the General Assembly, and a certificate in due form of the name of the person holding the office of treasurer.

I have the honor to be, very respectfully, yours, &c.

HENRY W. EDWARD

Hon. LEVI WOODBURY,

Secretary of the Treasury, Washington, D. C.

I believe the enclosed comprise all that is necessary to authorize the payment and reception of the money; if, however, any thing farther is necessary, please to advise me.

Yours, &c.,

H. W. EDWARDS.

(Enclosure No. 1. of A 4.)

STATE OF CONNECTICUT.

At an extra session of the General Assembly of the State of Connecticut, holden at New Haven in said State, on the 21st day of December, in the year of our Lord one thousand eight hundred and thirty-six.

AN ACT relating to the surplus revenue of the United States.

Whereas an act to regulate the deposits of the public money, passed by the Senate and House of Representatives of the United States of America in Congress assembled, and approved on the 23d day of June, 1836, among other things, provides that the money which shall be in the Treasury of the United States on the 1st day of January, eighteen hundred and thirty-seven, reserving the sum of five millions of dollars, shall be deposited with the several States, in proportion to their respective representation in the Senate and House of Representatives of the United States, as shall by law authorize their treasurers or other competent authorities to receive the same on the terms hereinafter specified, and the Secretary of the Treasury, shall deliver the same to such treasurer, or other competent authorities, on receiving certificates of deposit therefor, signed by such competent authorities in such form as may be prescribed by the Secretary aforesaid, which certificates shall express the usual and legal obligations, and pledge the faith of the State for the safekeeping and repayment thereof, and shall pledge the faith of the States receiving the same to pay the said moneys and every part thereof, from time to time, whenever the same shall be required by the Secretary of the Treasury, for the purpose of defraying any wants of the public Treasury beyond the amount of the five millions aforesaid: *Provided*, that if any State declines to receive its portion of the surplus aforesaid on the terms before named, the same shall be deposited with the other States, agreeing to accept the same on deposit in the proportion aforesaid: *And provided further*, that when said money or any part thereof shall be wanted by the said Secretary to meet appropriations by law, the same shall be called for in ratable proportions within one year, as nearly as conveniently may be, from the different States with which the same is deposited, and shall not be called for in sums exceeding ten thousand dollars from any one State in any one month without previous notice of thirty days for every additional sum of twenty thousand dollars, which may at any time be required: That the said deposits shall be made with the said States in the following proportions and at the following times to wit: one-quarter part on the 1st day of January, eighteen hundred and thirty-seven, or as soon thereafter as may be; one quarter part on the 1st day of April, one-quarter part on the 1st day of July, and one-quarter part on the 1st day of October, all in the same year.

Now therefore to the intent that the State of Connecticut may receive its portion of the said surplus,

Be it enacted by the Senate and House of Representatives in General Assembly convened, That the treasurer of this State be, and he hereby is authorized to receive of the Secretary of the Treasury of the United States, such a proportion of the said surplus revenue of the United States, as this State may be entitled to receive under the provisions of said act, and on receiving the same to execute and deliver to the said Secretary, a certificate

of deposit therefor, in such form as may be prescribed by the Secretary aforesaid, which certificate shall express the usual and legal obligations, and pledge the faith of the State for the safekeeping and repayment thereof, and to pay the said moneys, and every part thereof, from time to time whenever the same shall be required by the Secretary of the Treasury according to the terms and provisions of the said act of Congress.

CHAUNCEY F. CLEAVLAND,
Speaker of the House of Reps.
EBENEZER STODDARD;
President of the Senate.

Approved December 29, 1836.

HENRY W. EDWARDS.

STATE OF CONNECTICUT, ss.

OFFICE OF THE SECRETARY OF SAID STATE,
January 2, 1837.

I hereby certify that the foregoing is a true copy of record in this office. In testimony whereof, I have affixed the seal of this State, and signed [L. s.] the same at the date above.

ROYAL R. HINMAN,
Secretary of said State.

STATE OF CONNECTICUT, ss.

I, Henry W. Edwards, Governor of the State of Connecticut, do hereby certify, that the above attestation is in due form, and by the proper officer. In witness whereof, I have hereunto set my hand and seal of office at [L. s.] New Haven in said State, this third day of January, in the year of our Lord one thousand eight hundred and thirty-seven.

HENRY W. EDWARDS.

(Enclosure No. 2 of A 4.)

STATE OF CONNECTICUT, ss.

OFFICE OF THE SECRETARY OF SAID STATE,
January 2, 1837.

I hereby certify that Jeremiah Brown, Esq., is now and for more than one year last past, has been the treasurer of this State, duly elected and sworn, and officiates accordingly, as appears from the records in this office. In testimony of which I have hereto affixed the seal of this State, and [L. s.] signed the same at the date above.

ROYAL R. HINMAN,
Secretary of said State.

STATE OF CONNECTICUT, ss.

EXECUTIVE OFFICE, NEW HAVEN,
January 3, 1837.

This certifies that the foregoing attestation is in due form, and by the proper officer.

[L. s.] In witness whereof, I have hereunto set my hand and seal of office. By the Governor.

HENRY W. EDWARDS,
Governor of the State of Connecticut.

A 5.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS, }
 OFFICE OF GENERAL TREASURER, }

Newport, November 16, 1836.

SIR: Enclosed, I transmit a certified copy of an act of the General Assembly of this State, authorizing and directing the general treasurer to receive the proportion which this State is entitled to receive on deposit, of the money which may be in the Treasury of the United States on the first day of January, 1837; and to sign, seal, and deliver, certificates of deposit therefor, in such form as may be prescribed by you.

Please inform me what other documents, if any, I shall be required to furnish, and what other steps it will be necessary for me to take, to entitle me to receive the money when you are prepared to make the deposit.

I have the honor to be your obedient servant,

JOHN STERNE, *General Treasurer.*

HON. LEVI WOODBURY, *Secretary of the Treasury.*

(Enclosure of A 5.)

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS.

In General Assembly, October session, A. D. 1836.

AN ACT authorizing the General Treasurer to receive from the Treasury of the United States, the money to be deposited with this State, in pursuance of an act of Congress.

Be it enacted by the General Assembly as follows:

SECTION 1. The general treasurer is authorized and directed to receive in behalf of the State, upon the terms specified in an act of Congress entitled "An act to regulate the deposits of the public money," approved the twenty-third day of June, in the year one thousand eight hundred and thirty-six, the proportion which this State is entitled to receive on deposit, by virtue of that act, of the money which may be in the Treasury of the United States on the first day of January, in the year one thousand eight hundred and thirty-seven.

SEC. 2. The general treasurer is further authorized and directed, whenever he shall receive any money from the Treasury of the United States, in pursuance of the act of Congress abovementioned, and by force of the authority herein given, to sign, seal, and deliver, to the Secretary of the Treasury, certificates of deposit therefor, in such form as the said Secretary may prescribe, setting forth that the money so received has been deposited with the State of Rhode Island and Providence Plantations; that for the safekeeping and repayment of the same to the United States in conformity to said act of Congress, the State is legally bound and its faith solemnly pledged; and that the State pledges its faith to pay the money so deposited and every part thereof, from time to time, whenever the same shall be required by the Secretary of the Treasury for the purposes and in the manner and proportions set forth and described in the thirteenth section of the act of Congress aforesaid.

SEC. 3. The Governor is requested to cause a copy of this act to be transmitted to the Secretary of the Treasury.

True copy.

HENRY BOWEN, *Secretary.*

By his excellency, John Brown Francis, governor, captain-general, and commander-in chief of the State of Rhode Island and Providence Plantations: Be it known, that the name, "Henry Bowen," to the aforewritten attestation subscribed, is the proper handwriting of Henry Bowen, Esq., who, at the time of subscribing the same, was Secretary of the State aforesaid, duly elected and qualified according to law: wherefore unto his said attestation full faith and credit are to be rendered.

In testimony whereof, I have hereunto set my hand and caused the seal of said State to be affixed at Providence, this tenth day of November, [L. s.] in the year of our Lord one thousand eight hundred and thirty-six, and of Independence the sixty-first.

JOHN BROWN FRANCIS.

By his excellency's command.

HENRY BOWEN, *Secretary.*

A 6.

MONTPELIER, *November 21, 1836.*

I enclose you an act of the Legislature of Vermont, giving their consent to receive on deposit, their proportion of the public money, to be distributed by the General Government, and directing me to receive it and to distribute it to the several towns in this State, and to receive from them similar receipts as those which may be required of me. I should be pleased to make such arrangements that the money may be distributed as early as may be, after receiving it. If it would not be much inconvenience to you, I should like a copy of the papers which will be required of me to sign, that I may prepare similar ones for my use, and forward them to the several banks in the State, through whom I propose to distribute it to the towns. Most or all the banks in the State having accounts open in Boston, it would probably suit their convenience, and if consistent with your arrangements, it would make the distribution earlier to the towns, to have drafts on Boston for the amount deposited in this State by the General Government. An early answer will confer a favor on me. I wrote to our bank inspector to furnish a more detailed statement of the situation of our banks in this State, if in his power, and have received an answer that he is not able to give any more detailed statement than that forwarded you by the Secretary of State.

With much respect, I am, sir, yours,

A. CLARKE.

HON. LEVI WOODBURY.

(Enclosure of A 6.)

AN ACT to provide for the receipt and disposition of the public money of the United States, which may be deposited with this State.

SECTION 1. *It is hereby enacted by the General Assembly of the State of Vermont,* That the treasurer of this State be, and he is hereby, authorized to receive from the Secretary of the Treasury of the United States, all the money which is directed to be deposited with the State of Vermont, by virtue of the provisions of an act entitled "An act to regulate the deposits of the public money," passed by the Congress of the United States, at the session

thereof now last past, and approved by the President on the twenty-third day of June, anno Domini one thousand eight hundred and thirty-six; and the said treasurer of the State is hereby directed and empowered to execute and deliver to the said Secretary of the Treasury of the United States, certificates of deposite for said money, pledging the faith of this State for the safe keeping and repayment thereof, in conformity with the provisions of said act.

SEC. 2. *It is hereby further enacted*, That each incorporated town in this State may, on or before the first day of January next, after the passage of this act, at a town meeting duly warned and holden for that purpose, and at each and every March meeting after the year one thousand eight hundred and thirty-seven, elect by ballot, three trustees of such town, for the purpose of receiving and managing such portion of the public money as may be deposited in such town agreeably to the provisions of this act, which trustees shall execute their bond to the town, with three or more sufficient sureties, in such sum as the selectmen of such town shall direct and accept, conditioned for the faithful performance of their duty in the loaning, managing, and accounting for such sum or sums of money, as may be placed in their charge agreeably to the provisions of this act, and each town that shall appoint such trustees, and receive by them such deposite money, shall be accountable, for the return of said money, or any part thereof to the State treasury whenever called for by the State treasurer, upon the requisition of the United States, or for the purposes of a new apportionment in the same manner as towns are now accountable for the State taxes.

SEC. 3. *It is hereby further enacted*, That the treasurer of this State shall, on the receipt of any portion of the money, deliver to the trustees of the respective towns, such sum as such towns shall respectively be entitled to receive on deposite, agreeably to the census taken in the year one thousand eight hundred and thirty; and such trustees shall respectively execute to the treasurer of the State, certificates of such deposites, in such form as the said State's treasurer is required to execute to the Secretary of the Treasury of the United States, agreeably to the provisions of the act mentioned in the first section of this act.

SEC. 4. *It is hereby further enacted*, That the trustees of the respective towns, shall loan out the money so deposited, to such persons and in such sums as they shall judge expedient, for a term not exceeding one year at one time, and on such security, either with one or more sureties, or on mortgage as they shall deem amply safe, at an interest of six per cent. payable annually, and make all securities taken for the same payable to the town loaning the money; and such money may, after the expiration of the time for which it shall be loaned, be collected by the trustees in such town, and reloaned whenever they deem it expedient.

SEC. 5. *It is hereby further enacted*, That the interest arising from the money deposited in any town, shall annually be appropriated by such town to the use of common schools in such town, agreeably to the provisions of this act; and in the year eighteen hundred and forty-one, and as often thereafter as a census shall be taken by the authority of the United States, or of this State, it shall be the duty of the treasurer to make a new apportionment of the money so deposited as aforesaid among the several organized towns, according to the population thereof, and shall have power to call upon the several towns who have in deposite a larger amount of said money than their proportion for the amount of such excess, and it shall be the duty of

the trustees of such towns to pay over the same to the treasurer aforesaid, who shall thereupon deposite the same in such towns as have not their portion of said money in deposite in proportion to their population.

SEC. 6. *It is hereby further enacted*, That if any town shall have other school funds sufficient to support a school in the several school districts in such town, for six months in each year, then and in such case, it may be lawful for such town to appropriate the income from said deposite money to such other use as such town may direct.

SEC. 7. *It is hereby further enacted*, That it shall be the duty of the grand jurors empannelled before the county courts, in the several counties in this State, in each and every year, to inquire into the manner in which the several towns in their respective counties have managed said money and the annual interest thereof, and shall present to said court an indictment against each and every town of said county, in which the duties of said towns have not been attended to agreeably to the provisions of this act, and any town so indicted shall, on conviction, be sentenced to pay a fine not exceeding the amount of double the annual interest of all the money deposited with the trustees of such town, in conformity with the provisions of this act, in the discretion of the court, together with costs of prosecution, which fine and costs shall be paid to the treasurer of the county in which the conviction shall be had, and to the use of said county.

SEC. 8. *It is hereby further enacted*, That if any town or towns shall neglect or refuse to appoint their trustees, for the purpose of receiving their proportion of said money, agreeably to the provisions of this act, the treasurer of the State shall put the same to use in such manner as he shall deem most expedient, and annually pay over to such town or towns, the interest arising from such sum as they were entitled to receive on deposite.

SEC. 9. *It is hereby further enacted*, That this act shall take effect from and after the passing of the same.

STATE OF VERMONT, SECRETARY OF STATE'S OFFICE,

Montpelier, November 23, 1836.

I, Chauncey L. Knapp, Secretary of said State, do hereby certify that the foregoing is a true copy of an act passed by the Legislature of said State of Vermont, on the seventeenth day of November, in the year of our Lord one thousand eight hundred and thirty six, as appears from the records in this office.

In testimony whereof, I have hereunto set my hand and affixed the [L. s.] seal of this office, this 23d day of November, A. D. 1836.

CHAUNCEY L. KNAPP,

Secretary of State.

STATE OF VERMONT.

I, Silas H. Jenison, Governor of said State, do hereby certify that Chauncey L. Knapp, Esq., whose name is subscribed in his proper handwriting to the foregoing certificate, is, and at the date thereof was, secretary of said State, duly elected and qualified as such, that the seal affixed to said certificate is the genuine seal of his said office, and that full credence is due to the official acts of said secretary so authenticated.

In testimony whereof, I have hereunto set my hand, and caused the seal of said State to be hereunto affixed, this twenty-third day of [L. s.] November, in the year of our Lord, one thousand eight hundred and thirty-six.

S. H. JENISON.

A 7.

STATE OF NEW YORK, EXECUTIVE CHAMBER,
Albany, January 10, 1837.

SIR: I have the honor herewith to enclose to you an act of the Legislature of this State passed this day, duly authenticated, agreeing to receive on deposit the share of the surplus revenue of the United States apportioned to this State by the act of Congress entitled "An act to regulate the deposit of public money," passed 23d June, 1836, upon the terms prescribed by that act, and to give the pledge of the State's faith for the safekeeping and repayment of such sum as shall be received. The officers designated in the law of this State are ready to execute the certificate required by the act of Congress on the receipt of the money.

I am, with great respect, your obedient servant,

W. L. MARCY.

Hon. LEVI WOODBURY,
Secretary of the Treasury.

(Enclosure of A 7.)

AN ACT accepting the deposit of certain moneys belonging to the United States. (Passed January 10, 1837.)

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

SECTION 1. This State agrees to receive in deposit for safekeeping its share of the surplus money of the Treasury of the United States of America, under the thirteenth section of the act of Congress, entitled "An act to regulate the deposits of the public money," passed June 23, 1836, upon the terms, conditions, and provisions in said act contained; and the faith of the State is hereby inviolably pledged for the safekeeping and repayment of all sums of money thus received from time to time, whenever the same shall be required by the Secretary of the Treasury of the United States under the provisions of said act.

SEC. 2. The treasurer of this State is hereby authorized to receive from time to time the proportions of the public money to be deposited with this State, and safely to keep the same for the State as the public funds of this State are kept, until otherwise directed by law; and he is authorized to sign and deliver to the Secretary of the Treasury of the United States certificates of deposit, to be countersigned by the comptroller, for such sums as may be received in deposit, by which certificates the faith of the State shall be pledged for the safekeeping and repayment of all sums of money so received, whenever the Secretary of the Treasury from time to time shall require the same to be repaid under the provisions of the act of Congress aforesaid.

SEC. 3. The seventh section of title four of chapter eight of the first part of the Revised Statutes is so far modified, as to permit the treasurer to deposit the moneys, which may from time to time be received by him under this act, in such bank or banks, as in the opinion of the comptroller and treasurer shall be secure, and pay the highest rate of interest to the State for such deposit, until arrangements are made for the permanent investment of said moneys. All agreements for these deposits shall be in writing; one copy of which shall be filed in the comptroller's office. And the provisions of title third of chapter eight of the first part of the Revised Statutes, prescribing the duties of the comptroller in relation to moneys in the treasury, and the provisions of title four of the same chapter, prescribing the duties of the treasurer in relation to moneys in the treasury, shall apply to the moneys which may be deposited in any bank or banks by virtue of this act.

SEC. 4. The governor of this State is hereby required to transmit a copy of this act, exemplified by the secretary of this State, to the Secretary of the Treasury of the United States as soon as may be after its passage.

SEC. 5. This act shall be in force immediately after its passage.

STATE OF NEW YORK,
In Senate, January 6, 1837.

This bill having been read the third time,
Resolved, That the bill do pass.

By order of the Senate.

JOHN TRACY, *President.*

STATE OF NEW YORK,
In Assembly, January 10, 1837.

This bill having been read the third time,
Resolved, That the bill do pass.

By order of the Assembly.

E. LIVINGSTON, *Speaker.*

Approved January 10, 1837.

W. L. MARCY.

STATE OF NEW YORK, SECRETARY'S OFFICE.

I have compared the preceding with an original act of the Legislature of this State on file in this office, and do certify that the same is a correct transcript therefrom, and of the whole of said original.

In testimony whereof, I have hereunto affixed my seal of office, at the city of Albany, the tenth day of January, in the year of our
[L. S.] Lord one thousand eight hundred and thirty-seven.

JOHN A. DIX,
Secretary of State.

By William L. Marcy, Governor of the State of New York.

It is hereby certified that the preceding exemplification of an act of the Legislature of this State, entitled "An act accepting the deposit of certain moneys belonging to the United States," is authenticated in due form and by the proper officer.

In testimony whereof, I have caused the great seal of this State to be hereunto affixed. Done at the city of Albany, the tenth day
 [L. s.] of January, in the year of our Lord one thousand eight hundred and thirty-seven.

W. L. MARCY.

Passed the Secretary's office, January 10, 1837.

ARCHD CAMPBELL,
Dep. Secretary.

A S.

PATERSON, N. J., *December 7, 1836.*

DEAR SIR: I enclose a copy of the law of New Jersey, upon the subject of the public deposits.

Our Legislature have adjourned, to meet again on the 3d of January. In the meantime, if you have any communication to make you will please address me at this place.

I should like to know the amount to be deposited with New Jersey as soon after it is ascertained as you can conveniently give me the information.

I have the honor to be, with great respect, your humble servant,

PH. DICKERSON.

HON. LEVI WOODBURY,
Secretary of the Treasury.

(Enclosure of A S.)

STATE OF NEW JERSEY.

AN ACT to authorize the reception of the surplus revenue of the United States.

SECTION 1. *Be it enacted by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the governor, treasurer, and speaker of the House of Assembly of this State, and the survivors and survivor of them, are hereby authorized to receive in deposite the proportion of the surplus revenue of the General Government, which may fall to the share of this State, and, on the receipt thereof, to give certificates of deposite therefor, in such form as may be prescribed by the Secretary of the Treasury of the United States, which certificates shall express the usual and legal obligations, and pledged faith of this State for the safekeeping and repayment thereof, from time to time, whenever the same shall be required, by the said Secretary for the purposes of defraying any wants of the public Treasury, beyond the wants of five millions of dollars, according to the provisions of the thirteenth section of the act of Congress of the United States entitled "An act to regulate the deposites of the public money," approved twenty-third of June, eighteen hundred and thirty-six; which money when received shall remain in the custody of the said persons, authorized to receive the same as aforesaid, subject to be paid out and appropriated as may hereafter be directed by the Legislature of this State.

HOUSE OF ASSEMBLY, *November 3, 1836.*

This bill having been three times read, and compared in the House of Assembly,

Resolved, That the same do pass.

By order of the House of Assembly.

THOMAS G. HAIGHT,
Speaker of Assembly.

IN COUNCIL, *November 4, 1836.*

This bill having been three times read in Council,

Resolved, That the same do pass.

By order of Council.

J. B. MUNN,
Vice President of Council.

STATE OF NEW JERSEY, ss.

I, James D. Westcott, Secretary of the State of New Jersey, do hereby certify that the foregoing is a true copy of a law of said State, passed on the fourth day of November, A. D. eighteen hundred and thirty six, entitled "An act to authorize the reception of the surplus revenue of the United States," as taken from and compared with the original now on file in my office.

In testimony whereof I have hereunto set my hand, and affixed my seal of office, at the city of Trenton, in said State, this seventh day of [L. S.] December, in the year of our Lord, one thousand eight hundred and thirty-six.

JAMES D. WESTCOTT.

A 9.

SECRETARY'S OFFICE,
Harrisburg, December 22, 1836.

SIR: For the information of your department, I enclose a certified copy of the act of the General Assembly of this Commonwealth, entitled "An act concerning the proportion of the public money of the United States, which Pennsylvania is entitled to receive under the act of Congress, passed the twenty-third of June, 1836," which was this day approved by the Governor.

I am, sir, very respectfully, your obedient servant,

THO. H. BURROWES,
Secretary of the Commonwealth.

HON. LEVI WOODBURY,

Secretary of the Treasury U. S., Washington, D. C.

(Enclosure of A 9.)

AN ACT concerning the proportion of the public money of the United States, which Pennsylvania is entitled to receive under the act of Congress, passed the twenty-third of June, one thousand eight hundred and thirty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the State treasurer of the Commonwealth of Pennsylvania be, and he hereby is, authorized to

receive from the Treasury of the United States the money which the said Commonwealth is entitled to receive, under and by virtue of an act of the Congress of the United States, entitled "An act to regulate the deposits of the public money," passed the twenty-third day of June, in the year one thousand eight hundred and thirty-six, and to execute certificates of deposit therefor, pledging the faith of the State for the safekeeping and repayment thereof, according to the terms and provisions of the act of Congress aforesaid.

SEC. 2. And that so much of the money received by the treasurer, under the authority of the first section of this act, as shall be paid by a draft or drafts on any bank or banks of this Commonwealth, shall remain where it is now, or may be deposited on the first day of January next, until other disposition shall be thereof made by law.

LEWIS DEWART, *Speaker*
of the House of Representatives.
THOMAS S. CUNNINGHAM, *Speaker*
of the Senate.

Approved the twenty-second day of December, anno Domini one thousand eight hundred and thirty-six.

JOSEPH RITNER.

SECRETARY'S OFFICE,
Harrisburg, December 22, 1836.

This is to certify that the within is a true and correct copy of the original law on file in this office. Witness my hand and the seal of the
[L. S.] said office, the day and year above written.

THO. H. BURROWES,
Sec. of the Commonwealth.

A 10.

AN ACT authorizing and appointing the State Treasurer of the State of Delaware to receive this State's share of the surplus revenue in the Treasury of the United States.

SECTION 1. *Be it enacted by the Senate and House of Representatives, of the State of Delaware, in General Assembly met,* That the State treasurer of the State of Delaware be, and he is hereby authorized, to receive from the Secretary of the Treasury of the United States, the share or quota of the State of Delaware in the Treasury of the United States on the first day of January, in the year of our Lord one thousand eight hundred and thirty-seven, and directed to be deposited with such of the several States, in proportion to their respective representation in the Senate and House of Representatives of the United States, as shall by law authorize their treasurers or other competent authorities to receive the same, on the terms specified in the thirteenth section of the act of Congress, entitled "An act to regulate the deposits of the public money," approved on the twenty-third day of June, in the year of our Lord one thousand eight hundred and thirty-six; and that the said State treasurer of the State of Delaware, on receiving the said money, or the proportional share thereof, which shall be due or become due to this State by virtue of the said act of Congress, is hereby authorized and empowered, in behalf of this State, to sign

and deliver certificates of deposite therefor, to the said Secretary of the Treasury, in such form as may be prescribed by the Secretary aforesaid, which certificate shall express the usual and legal obligations, and pledge the faith of this State for the safekeeping and repayment of the money deposited with it; and shall pledge the faith of this State, on receiving the same, to pay the said moneys and every part thereof, from time to time, whenever the same shall be required by the said Secretary of the Treasury for the purpose of defraying any wants of the public Treasury beyond the amount of the five millions, mentioned in and reserved by, the said act of Congress.

SEC. 2. *And be it further enacted,* That whereas, the Secretary of the Treasury, in and by his written communication to the Governor of this State, dated Treasury Department, the nineteenth day of December, in the year of our Lord one thousand eight hundred and thirty-six, has prescribed the form of the receipts or certificates required by him, to be executed by the proper authority of a State, upon a deposite made, under the thirteenth section of the "Act to regulate the deposits of the public money," which said form of a receipt or certificate is in the following words—that is to say: Whereas, by the thirteenth section of an act of the Congress of the United States, entitled "An act to regulate the deposits of the public money," approved the twenty-third day of June, in the year of our Lord one thousand eight hundred and thirty-six, it was enacted that the money which shall be in the Treasury of the United States on the first day of January, eighteen hundred and thirty seven, reserving the sum of five millions of dollars, shall be deposited with such of the several States, in proportion to their respective representation in the Senate and House of Representatives of the United States, as shall by law authorize their treasurer or other competent authorities to receive the same, on the terms hereafter specified; and the Secretary of the Treasury shall deliver the same to such treasurer or other competent authorities, on receiving certificates of deposite therefor, signed by such competent authorities, in such form as may be prescribed by the Secretary aforesaid; and whereas, the State of _____ has, by an act of its legislature, passed on the _____ day of _____ one thousand eight hundred and thirty _____ authorized and directed the _____ of the said State, to receive its proportional share of the said surplus moneys of the United States on deposite with the said State, upon the terms specified in the said act of Congress.

And whereas, the Secretary of the Treasury, in pursuance of the provisions of the said act of Congress, and in conformity with the provisions of the said act of the legislature of the State of _____ has delivered to the _____ thereof, the sum of _____ dollars and _____ cents, the same being the first instalment, or one fourth part of the rateable proportion of the said State in the surplus money in the Treasury on the first day of January, eighteen hundred and thirty-seven.

Now therefore, be it known, that I, _____ do hereby certify, that the said sum of _____ dollars and _____ cents, has been deposited, by the Secretary of the Treasury, with the State of _____ and that, for the safekeeping and repayment of the same to the United States, in conformity to the said act of Congress, the

State of _____ is legally bound, and its faith is solemnly pledged, And in pursuance of the authority of the act of the legislature aforesaid, for and in behalf of the said State, I hereby affix my signature and seal, in testimony of the premises and of the faith of the said State, to pay the said money so deposited and every part thereof, from time to time, whenever the same shall be required by the Secretary of the Treasury for the purposes and in the manner and proportion set forth and described in the said recited thirteenth section of the act of Congress aforesaid, and by a requisition or notice, prescribed by the said Secretary of the Treasury, addressed to the care of the Governor of said State.

Signed and sealed, this _____ day of _____ one thousand eight hundred and thirty _____

Attest.

Now therefore, the said State treasurer aforesaid, on receiving the same or any part thereof, shall be and he is hereby fully authorized and empowered, on the part and in behalf of this State, to sign, seal and deliver to the said Secretary of the Treasury, a receipt or receipts, certificate or certificates, of the form so prescribed by the Secretary as aforesaid, or any other certificate or certificates, the form of which may be prescribed by the said Secretary, in pursuance of the thirteenth section of the act of Congress aforesaid.

SEC. 3. *And be it further enacted*, That the State treasurer aforesaid shall, immediately after the receipt thereof or any part thereof, deposite the whole sum so by him received, without delay, in the Farmers' Bank of the State of Delaware, at Dover, to the credit of the said State, and shall take from the cashier of the said Bank, duplicate certificates of deposite therefor, one of which he shall immediately deliver to the Governor of this State. And the said State treasurer shall, without delay, deposite each and every dividend of the said public money so received by him, in the bank aforesaid and take certificates as aforesaid, one of which he shall immediately deliver to the Governor aforesaid, and the said State treasurer shall retain the other as aforesaid.

Passed at Dover, January 16, 1837.

WM. D. WAPLES,

Speaker of the House of Representatives.

P. SPRUANCE, Jr.,

Speaker of the Senate.

STATE OF DELAWARE, ss.

I, Charles Marim, Secretary of the State of Delaware aforesaid, and as such, keeper of the great seal, and of the original acts and resolutions of the General Assembly of the said State, do hereby certify that the foregoing is a true copy of an act of the General Assembly of the said State, entitled "An act authorizing and appointing the State Treasurer of the State of Delaware, to receive this State's share of the surplus revenue, in the Treasury of the United States," passed at Dover on the sixteenth day of January, one thousand eight hundred and thirty-seven: collated with and corrected by the original, now remaining of record in the office of the Secretary of the State of Delaware aforesaid.

In testimony whereof, I have hereunto set my hand and affixed the great seal of the State of Delaware aforesaid, at Dover, this twenty-fourth day of January, in the year of our Lord one thousand eight hundred and thirty-seven, and of the Independence of the said State the sixty-first.

[L. s.]

CH. MARIM,
Secretary of the State of Delaware.

(Enclosure of A 10.)

STATE OF DELAWARE, ss.

I, Charles Marim, Secretary of the State of Delaware, and as such, keeper of the great seal, do hereby certify, that Peter S. Parker, Esq., is the State treasurer of the State of Delaware, and that to all his acts, as such, full faith and credit should be given.

In testimony whereof, I have hereunto set my hand and affixed the great seal of the State of Delaware aforesaid, at Dover, this twenty-fourth day of January, in the year of our Lord one thousand eight hundred and thirty-seven, and of the Independence of the said State the sixty-first.

[L. s.]

CH. MARIM,
Secretary of the State of Delaware.

A 11.

WESTERN SHORE TREASURY,
Annapolis, December 30, 1836.

SIR: An act of the General Assembly of Maryland to accept the deposit of the State's proportion of the surplus revenue of the United States, proffered by the act of the last Congress to regulate the deposit of the public money, has just been passed by both branches; and I send to you by my son and clerk, *express*, the enclosed transcript of it, that it may reach you in time for the distribution.

If it will comport with your official rules to send to me by the bearer, or by mail, drafts on the deposit banks in Baltimore for this State's proportion, made payable to my order, and to receive, by mail, my certificate of the deposit, so as to dispense with my personal attendance, you will very much oblige me, sir.

If not, information of the exact amount of the State's share, and particular instructions to guide me, will be very gratefully received by

Your most obedient servant,

GEORGE MACKUBIN,
Treasurer Western Shore of Maryland.

HON. LEVI WOODBURY,
Secretary of the Treasury, Washington.

(Enclosure of A 11.)

AN ACT to authorize the Treasurer of the Western Shore to receive such sum or sums of money as shall be awarded to the State of Maryland, under the provisions of the act of Congress therein mentioned.

SECTION 1. *Be it enacted by the General Assembly of Maryland, That the treasurer of the Western Shore be, and he is hereby, authorized to*

receive from the Secretary of the Treasury of the United States such sum or sums of money as shall or may be awarded to the State of Maryland, as and for its proportion of the public revenue of the United States, which is to be distributed under the provisions of the act of Congress entitled "An act to regulate the deposits of the public money."

SEC. 2. *And be it enacted*, That the treasurer for the Western Shore shall be, and hereby is, authorized to deliver to the Secretary of the Treasury of the United States certificates of deposit for the sum or sums of money to be received by him for this State as aforesaid, which certificates shall be signed by the said treasurer, and in such form as may be prescribed by the Secretary of the Treasury aforesaid, shall express the usual and legal obligations, and pledge the faith of this State for the safekeeping and repayment thereof, and shall pledge the faith of this State to pay the said moneys, and every part thereof, from time to time, whenever the same shall be required by the Secretary of the Treasury for the purposes, and in the manner and proportions, set forth and described in the aforesaid act of Congress.

SEC. 3. *And be it enacted*, That, if the said Treasurer shall receive payment of the sum or sums of money to be awarded, as aforesaid, to this State, in checks or drafts on the Union Bank of Maryland and Franklin Bank of Baltimore, or either of them, he shall be, and hereby is, authorized to demand payment thereof; and whenever any sum or sums of money aforesaid shall be paid to the treasurer, it shall be his duty to deposit the same in the Union Bank of Maryland, Franklin Bank of Baltimore, and Farmers' Bank of Maryland, in the following proportions: not less than one-fourth, nor more than two-fifth parts thereof, in the Farmer's Bank of Maryland, and the residue in the Union Bank of Maryland, and Franklin Bank of Baltimore, in such proportions as to the treasurer may seem proper, the whole to be held by said banks subject to the control of the General Assembly.

We certify the foregoing to be a true copy, taken from the original law which passed both branches of the Legislature of Maryland, at December session, eighteen hundred and thirty-six.

Given under our hands at the city of Annapolis, this thirtieth day of December, eighteen hundred and thirty-six.

GEORGE G. BREWER,
Clerk of the House of Delegates, Maryland.

JOS. H. NICHOLSON,
Clerk of the Senate, Maryland.

A 12.

EXECUTIVE DEPARTMENT,
Richmond, Virginia, Dec. 21, 1836.

SIR: In compliance with the request contained in your letter of the 27th June last, that the final action of this State on the question presented to it by the "Act to regulate the deposits of the public money," should be communicated to the Department of the Treasury at as early a day as might be found practicable, I have the honor to enclose to you the copy of "An act declaring the willingness of the State of Virginia to accept the deposit of its

proportion of the moneys that by the thirteenth section of the act of Congress entitled 'An act to regulate the deposits of the public money,' approved the twenty-third of June, eighteen hundred and thirty-six, are to be deposited with the several States, and authorizing the treasurer of the Commonwealth to receive the same," passed yesterday by the General Assembly, and now a law of this Commonwealth.

I am, very respectfully, your obedient servant,

WYNTHAM ROBERTSON.

Hon. LEVI WOODBURY,
Secretary of the Treasury.

(Enclosure of A 12.)

AN ACT declaring the willingness of the State of Virginia to accept the deposite of its proportion of the moneys that by the thirteenth section of the act of Congress entitled "An act to regulate the deposits of the public money," approved the twenty-third of June, one thousand eight hundred and thirty-six, are to be deposited with the several States, and authorizing the treasurer of the Commonwealth to receive the same.—(*Passed December 20, 1836.*)

Whereas, by the thirteenth section of the act of Congress of the United States, entitled "An act to regulate the deposits of the public money," approved the twenty-third of June, one thousand eight hundred and thirty-six, it is enacted, "that the money which shall be in the Treasury of the United States on the first day of January, one thousand eight hundred and thirty-seven, reserving the sum of five millions of dollars, shall be deposited with the several States," under the provisions and on the terms therein contained; and while the General Assembly regards any system of taxation by the Federal Government producing more revenue than is necessary for the wants of the government economically administered, as impolitic and unjust; and denies the right of the Congress of the United States to raise revenue for the purpose of deposite or distribution among the States: Nevertheless, believing the surplus money in the treasury to have arisen under extraordinary circumstances, not likely to continue, and considering the provisions of the said act, to be a temporary expedient to relieve a redundant treasury, and being willing, in good faith, under such circumstances, to receive the proportion of said surplus proposed to be deposited with the State of Virginia; therefore,

Be it enacted by the General Assembly of Virginia, That the treasurer of the Commonwealth, for the time being, be, and he is hereby appointed and authorized to receive, on the terms recited in the thirteenth section of the act of Congress entitled "An act to regulate the deposits of the public money," approved the twenty-third of June, one thousand eight hundred and thirty-six, the proportion of moneys hereby directed to be deposited with the several States, that according to the provisions of that section may, can, or ought to be deposited with this State. And the said treasurer is hereby fully empowered and authorized, as any sum or sums may from time to time be delivered to him by the Secretary of the Treasury of the United States, for or on account of said proportion, liable as aforesaid to be deposited with this State, to sign, and deliver, to the said Secretary of the Treasury, such certificate or certificates of deposite therefor, as are prescribed by, or may be required under and by virtue of the provisions of the said recited section, and to do and perform upon the faith and responsibility

of this State, any act necessary to entitle him, as the authorized functionary of the State, to have deposited with the State that proportion of the surplus aforesaid, that by the provisions of the said section may, can, or ought to be deposited with this State.

And be it further enacted, That all moneys deposited with, or received by, the treasurer under the authority hereby given, shall be paid into the public treasury of this State, and deposited, as public moneys belonging to the commonwealth are by law directed to be paid and deposited; and the treasurer shall, and he is hereby declared to be, officially liable, and his sureties responsible therefor, in like manner as for other moneys paid into the public treasury.

This act shall be in force from the passing thereof.

The foregoing is a true copy from the original.

GEORGE W. MUNFORD, *C. H. D.*

DECEMBER 21, 1836.

A 13.

EXECUTIVE DEPARTMENT,

State of North Carolina, Raleigh, January 13, 1837.

SIR: I have the honor of handing you herewith a certified copy of an act entitled "An act to receive the proportion of the surplus revenue to which the State of North Carolina is entitled, under the act of Congress to regulate the deposits of the public moneys," in obedience to the provision of the second section of said act, for the purpose of apprizing you of the acceptance, on the part of the State of North Carolina, of her proportion of the surplus revenue, agreeably to said deposit act of Congress.

I have the honor to be your obedient servant,

EDWARD B. DUDLEY.

The Hon. SECRETARY OF THE TREASURY,
of the United States.

(Enclosure of A 13.)

STATE OF NORTH CAROLINA.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

Be it known, that William Hill, Esq., whose signature appears in his own proper handwriting to the annexed certificate of an act of the General Assembly of the State of North Carolina, entitled "An act to receive the proportion of the surplus revenue, to which the State of North Carolina is entitled, under the act of Congress to regulate the deposits of the public moneys," was, at the time of signing the same, and now is, secretary of State in and for the State of North Carolina; and, as such, he is duly qualified and empowered to give said certificate, which is here done in the usual and proper manner, and full faith and credit are due to the same, and ought to be given to all the official acts of the said William Hill, Esq.

In testimony whereof, I, Edward B. Dudley, Governor, Captain-General, and Commander-in-Chief, have caused the great seal of the State to be hereunto affixed, and signed the same at the city of Raleigh, [L. S.] on the thirteenth day of January, in the year of our Lord one thousand eight hundred and thirty-seven, and in the sixty-first year of the independence of the United States.

EDWARD B. DUDLEY.

By the Governor :

CHRISTOPHER C. BATTLE, *Private Secretary.*

AN ACT to receive the proportion of the surplus revenue, to which the State of North Carolina is entitled, under the act of Congress to regulate the deposits of the public moneys.

Whereas, by an act passed at the last session of Congress, it was directed that the money which shall be in the Treasury of the United States on the first day of January, eighteen hundred and thirty-seven, reserving the sum of five millions of dollars, shall be deposited with such of the several States of this Union, in proportion to their respective representation in the Senate and House of Representatives of the United States, as shall by law authorize their treasurer, or the competent authorities, to receive the same, on the terms specified in said act :

1. *Be it therefore enacted by the General Assembly of this State, and it is hereby enacted by the authority of the same,* That the proportion of the surplus revenue which is allotted to the State of North Carolina by an act of Congress passed at the last session, entitled "An act to regulate the deposits of the public money," be, and the same is hereby, accepted, by and in behalf of said State.

2. *Be it further enacted,* That the Governor of this State, immediately after the passage of this act, notify the Secretary of the Treasury of the United States, of the acceptance by this State, of such proportions of the surplus revenue to which it is entitled, according to the provisions of the act of Congress aforesaid.

3. *Be it further enacted,* That the public treasurer of this State is hereby authorized, empowered, and directed to execute, in behalf of this State, such certificates of deposit for said money, pledging the faith of the State for the safekeeping and for the repayment of the same, as may be prescribed by the Secretary of the Treasury of the United States, according to the provisions of said act of Congress.

4. *Be it further enacted,* That the public treasurer is hereby authorized and empowered to receive of the Secretary of the Treasury aforesaid, or his agent or agents, such portions of the public money to which the State is entitled aforesaid, and to execute such acquittances and acknowledgments for the same, in behalf of the State, as may be prescribed or required, according to the provisions of the act of Congress aforesaid ; and when said money shall be received by the public treasurer, he shall deposite the same for safekeeping in the present banks of this State, as a separate and distinct fund from the revenues of this State, and not subject to draft, except by special order of the General Assembly, or unless the safety of the same shall require it, which shall be determined by the Governor, who may order it to be withdrawn.

5. *Be it further enacted,* That this act shall take effect and be in force from and after its ratification.

Read three times and ratified in General Assembly, this the 11th day of January, A. D. 1837.

WILL. H. HAYWOOD, Jr., S. H. C.
HUGH WADDELL, S. S.

STATE OF NORTH CAROLINA,

Secretary of State's Office.

I, William Hill, secretary of State in and for the State aforesaid, do hereby certify that the foregoing is a true and perfect copy of an act of the General Assembly of this State, taken from the original which is on file in this office.

Given under my hand at office in Raleigh, this 13th day of January, A. D. 1837.

W. HILL.

A 14.

OFFICE OF COMPTROLLER GENERAL,

Charleston, December 26, 1836.

SIR: The Legislature of South Carolina, having consented to receive the amount of the surplus fund, which may be apportioned to this State under the act of Congress of June last, entitled, "An act to regulate the deposits of the public money," I have the honor herewith to transmit to you a certified copy of the act of the Legislature, appointing the comptroller general to receive the same, and to execute such certificates &c., as may be required under the law of Congress in relation to this subject. As the officer designated in the act of this State, I beg leave to inform you that I am prepared to execute all such papers as may be necessary to carry the same into immediate effect.

I have the honor to be, with great respect, your obedient servant,

W. LAVAL,

Comptroller General of South Carolina.

HON. LEVI WOODBURY,

Secretary of the Treasury of the United States.

(Enclosure of A 14.)

THE STATE OF SOUTH CAROLINA.

*By his Excellency, Pierce M. Butler, Governor and Commander-in-Chief
in and over the State aforesaid.*

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Know ye, that B. H. Saxon, whose signature appears to the certificate of the annexed copy act of Assembly, is the secretary of State of South Carolina, with whom all original acts of Assembly are deposited. Also, that William Laval is the comptroller general of the said State.

Therefore, all due faith, credit, and authority is, and ought to be had and given to their proceedings and certificates as such.

In testimony whereof, I have hereunto set my hand, and caused to be affixed the seal of the State, in the town of Columbia, the [L. s.] twenty-second day of December, in the year of our Lord, one thousand eight hundred and thirty-six, and in the sixty-first year of the Independence of the United States of America.

P. M. BUTLER.

By the Governor.

B. H. SAXON, *Secretary of State.*

STATE OF SOUTH CAROLINA.

At a General Assembly, begun to be holden in and for the State of South Carolina, at Columbia, on the fourth Monday of November, in the year of our Lord, one thousand eight hundred and thirty-six, and thence continued by divers adjournments to the twenty-first day of December in the same year.

AN ACT to provide for the reception and disposition of so much of the surplus revenue of the United States as may be apportioned to this State, under the act of Congress, in such case made and provided.

Be it enacted by the Senate and House of Representatives now met and sitting in General Assembly, and by the authority of the same :

SECTION 1. That the State of South Carolina will receive such portion of the money of the United States of America, as may be apportioned to the said State, under the act of Congress entitled, "An act to regulate the deposits of the public money," approved on the twenty-third day of June, in the year of our Lord, one thousand eight hundred and thirty-six, on the terms specified therein.

SEC. 2. That the comptroller general be, and he is hereby authorized and required, to receive for and on behalf of this State, the respective dividends of said money payable to the same, in pursuance of the aforesaid act of Congress, and to execute for and on behalf of the said State, such certificate as may be prescribed by the Secretary of the Treasury of the United States, in pursuance of the direction of the said act of Congress.

SEC. 3. That the comptroller general be, and he is hereby authorized and required upon receiving any portion of the said money, forthwith to cause the same to be deposited in the bank of the State of South Carolina to the credit of the State, which shall not be considered a part of the capital of said bank, but shall be banked upon and employed like the capital of said bank, according to the usages and customs of the said bank, until it may be withdrawn by requisition according to the provisions of the said act of Congress, or otherwise disposed of by authority of law.

SEC. 4. That the said bank shall pay over to any requisition by the United States, made in pursuance of the aforesaid act, such portion of the said surplus revenue as may be so required: *Provided*, the said requisition shall not exceed the amount of the said surplus revenue then in possession of said bank, and not otherwise appropriated by law.

In the Senate House, the twenty-first day of December, in the year of our Lord one thousand eight hundred and thirty-six, and in the sixty-first year of the sovereignty and Independence of the United States of America.

PATRICK NOBLE,

President of the Senate.

D. L. WARDLAW,

Speaker of the House of Reps.

SECRETARY'S OFFICE,
Columbia, December 22, 1836.

A true copy from the original act, passed on the 21st instant, and deposited in the office of the secretary of State at Columbia, taken, examined, and certified, by annexing the seal of the State thereto, and subscribing the same.

B. H. SAXON, *Secretary of State.*

A 15.

EXECUTIVE DEPARTMENT, GEORGIA,
Milledgeville, December 28, 1836.

SIR: Herewith enclosed, you will receive a certified copy of an act, passed by the General Assembly of Georgia, entitled, "An act to authorize and empower the treasurer of the State of Georgia to receive the proportion of the surplus revenue of the United States payable to this State, and to sign and deliver certificates of deposit therefor;" by which you will be informed that Georgia is willing to receive her proportion of the public deposits upon the terms prescribed in the act of Congress. As soon as you can ascertain that proportion, and transmit to this department the papers necessary to be signed, together with the checks, drafts, or other means for drawing the money, I will cause them to be executed as you may direct, and returned to the proper department.

I have the honor to be, very respectfully, your obedient servant,

WILLIAM SCHLEY.

Hon. LEVI WOODBURY,

Secretary of the Treasury, Washington, D. C.

(Enclosure of A 15.)

AN ACT to authorize and empower the treasurer of the State of Georgia to receive the proportion of the surplus revenue of the United States payable to this State, and to sign and deliver certificates of deposit thereof.

Whereas the Congress of the United States has passed an act to deposit the surplus funds in the General Government of the United States with the several States, providing that, should the portion allotted to any one State be refused by such State, the same shall be deposited with the other States; and whereas a part of said fund has been accumulated by an excessive tariff, unconstitutional and impolitic; and whereas, while the Legislature of Georgia protests against the unnecessary accumulation of revenue to be deposited with, or distributed among, the several States, it is deemed proper, under the circumstances, that Georgia shall receive her portion of the surplus fund accumulated, or that may accumulate, under the existing laws of the United States; and whereas, under this conviction, this General Assembly would unequivocally refuse to receive any part of such money if the farther provisions contained in said part recited section, to wit, "That if any State declines to receive its proportion of the surplus aforesaid on the terms before named, the same shall be deposited with the other States agreeing to accept the same in the proportion aforesaid," did not constrain

the acceptance; and whereas the said act of Congress requires the appointment of some authority under this State to receive what is payable to the State under said act:

Be it enacted by the Senate and House of Representatives of the State of Georgia in General Assembly met, and it is hereby enacted by the authority of the same, That the treasurer of the State of Georgia, who shall be in office at any time when any money is to be received by this State under the provisions of the thirteenth section of the said act of Congress, be, and he is hereby, authorized and fully empowered, for and in behalf of the State of Georgia, to receive any such money, and to sign, execute, and deliver to the Secretary of the Treasury of the United States, for the time being, certificates of deposit in such form as may be prescribed by the said Secretary of the Treasury, and by such certificates to pledge the faith of the State of Georgia for the safekeeping and repayment thereof, and every part thereof, from time to time, whenever the same shall be required by the Secretary of the Treasury for the purpose of defraying any wants of the public Treasury.

JOSEPH DAY,

Speaker of the House of Representatives.

ROBERT M. ECHOLS,

President of the Senate.

Assented to December 26, 1836.

WILLIAM SCHLEY, *Governor.*

SECRETARY OF STATE'S OFFICE, GEORGIA,

Milledgeville, December 27, 1836.

I certify that the foregoing is a true copy of the original act deposited in my office.

WM. A. TENNELLE,

Secretary of State.

A 16.

TREASURY OFFICE,

Tuskaloosa, Alabama, December 28, 1836.

SIR: You will see by the act of the Legislature of the State of Alabama, herewith enclosed, that I am "authorized and required to receive from the Treasury of the United States, the portion of the public money of the United States, allotted to this State, by an act of Congress, at its last session, entitled 'An act to regulate the deposits of the public money.'"

I shall be ready to receive the money agreeably to the above recited act, at any time it may suit your convenience, and should be pleased to be informed at as early a date as your duties will permit, in what manner it is contemplated to make the transfer, and what will be required of me in the discharge of the duties imposed by said act.

I have the honor to be, very respectfully, your obedient servant,

WM. HAWN, *State Treasurer.*

HON. LEVI WOODBURY,

Secretary of the Treasury.

(Enclosure of A 16.)

THE STATE OF ALABAMA.

EXECUTIVE DEPARTMENT,
Tuskaloosa, December 27, 1836.

AN ACT to authorize the treasurer to receive that portion of the revenue of the United States, allotted to this State.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the State of Alabama in General Assembly convened,* That the treasurer of this State be, and he is hereby authorized, and required, to receive from the Treasury of the United States the portion of the public money of the United States allotted to this State, by the act of Congress passed at its last session, entitled "An act to regulate the deposits of the public money."

SEC. 2. *And be it further enacted,* That the Governor of this State cause to be issued under the seal of the State, signed by himself and countersigned by the secretary of State, a certificate of deposit for each sum of money received by the treasurer of this State as aforesaid, which certificate shall be in such form as may be prescribed by said Secretary, express the usual obligations in such cases, and pledge the faith of the State for the safekeeping and repayment thereof, according to the provisions of the thirteenth section of said above recited act.

A. P. BAGBY,
Speaker of the House of Representatives.
HUGH McVAY,
President of the Senate.

Approved December 16, 1836.

C. C. CLAY.

SECRETARY OF STATE'S OFFICE, *Tuskaloosa.*

I do hereby certify that the foregoing contains a true copy of the "Act to authorize the treasurer to receive that portion of the revenue of the United States, allotted to this State," on file in this office.

Given under my hand and the seal of the State, at Tuskaloosa, this twenty-seventh day of December, in the year of our Lord one thousand [L. S.] eight hundred and thirty-six, and of the Independence of the United States the sixty first.

T. B. TUNSTALL,
Secretary of State.

A 17.

TREASURER'S OFFICE,
Jackson, Mississippi, May 2, 1837.

SIR: Enclosed, I have the honor to present to you an authenticated copy of an act of the Legislature of this State, passed this day, in relation to the distribution of the surplus revenue of the United States among the several States.

From the tenor of the act, you will discover that I am fully authorized to comply with the terms upon which the distribution is to be made. With those terms, and in the form which you may prescribe, I shall be, at any time, ready to comply when duly notified of them. And I respectfully solicit an early notification of the same.

Respectfully, your obedient servant,

CHS. C. MAYSON,

Treasurer of the State of Mississippi.

Hon. LEVI WOODBURY,

Secretary of the Treasury of the United States.

(Enclosure of A 17.)

AN ACT to authorize the reception of that portion of the public revenue of the United States, which may be awarded to the State of Mississippi under the act of Congress making distribution of the same.

SECTION 1. *Be it enacted by the Legislature of the State of Mississippi,* That the treasurer of this State be, and is hereby, authorized to make application to the Secretary of the Treasury of the United States, or other proper officer, for the distributive share of the State of Mississippi to the surplus revenue authorized to be distributed to the several States by the law of Congress, entitled, "An act to regulate the deposits of the public money."

SEC. 2. *Be it further enacted,* That the treasurer aforesaid, is hereby fully authorized and empowered, in the name of the State of Mississippi, and by authority thereof, to receipt for the same in manner and form as may be required by the act of Congress aforesaid, and in pursuance of such regulations as may be prescribed by the Treasury Department of the United States. And that he deposits the same in the Treasury of the State, subject to the disposal of the Legislature.

SEC. 3. *Be it further enacted,* That this act be in force from and after its passage.

WM. VANNERSON,

Speaker of the House of Representatives.

A. G. McNUTT,

President of the Senate.

Approved May 2, 1837.

CHARLES LYNCH.

I, Barry W. Benson, secretary of State of the State of Mississippi, do hereby certify that the foregoing is a true copy of the original act on file in my office.

I also certify, that Charles C. Mayson is treasurer of the State of Mississippi.

Given under my hand and the great seal of the State at Jackson, the [L. s.] 2d day of May, A. D. 1837.

BARRY W. BENSON,

Secretary of State.

A 18.

EXECUTIVE OFFICE,
New Orleans, February 9, 1837.

SIR: Your letter of the 27th June, accompanied by the act of Congress "to regulate the deposits of the public money," has been submitted to the General Assembly of the State of Louisiana. I have the honor to communicate to the department the result of their deliberations, which is expressed in a joint resolution, of which an authentic copy is hereto annexed.

With high respect, your obedient servant,

E. D. WHITE.

HON. LEVI WOODBURY,
Secretary of the Treasury.

RESOLUTION.

SECTION 1. *Be it resolved by the Senate and House of Representatives of the State of Louisiana, in General Assembly convened, That they accept the portion of the surplus revenue allotted to said State.*

SEC. 2. *And be it further resolved, &c., That his excellency, the Governor of this State, be requested to signify this resolution to the Federal Government, through the proper channel.*

ALCEE LA BRANCHE,
Speaker of the House of Representatives.

C. DERBIGNY,
President of the Senate.

Approved February 7, 1837.

E. D. WHITE,
Governor of the State of Louisiana.

SECRETARY OF STATE'S OFFICE.

I do hereby certify the foregoing to be a true and correct copy of the original in my custody.

Witness my hand and seal of the State, New Orleans, February 8,
[L. S.] 1837.

MARTIN BLACKKE,
Secretary of State.

(Enclosure No. 1 of A 18.)

TREASURY DEPARTMENT,
February 24, 1837.

SIR: I had the honor to receive your letter of the 9th inst., with a copy of a joint resolution of the Legislature of Louisiana, declaring the acceptance of that State of the portion of the surplus revenue allotted to said State.—As no allusion is made in this resolution to the act of Congress of 23d June, 1836, which explicitly requires that the competent authorities of the State shall execute certificates pledging the faith of the State for the safekeeping and return of the money deposited, I have the honor to inquire, whether any law has been passed by your State designating the officer, or officers, who are to receive the money in behalf of the State, and execute the papers contemplated by the act of Congress? As soon as a

copy of such law, duly authenticated, shall be received, the transfer warrants in favor of the State will be forwarded without delay.

I am, very respectfully, your obedient servant,

LEVI WOODBURY,
Secretary of the Treasury.

His Excellency E. D. WHITE,
Governor of Louisiana.

(Enclosure No. 2 of A 18.)

STATE OF LOUISIANA, TREASURY DEPARTMENT,
New Orleans, April 4, 1837.

SIR: I have the honor to enclose you a copy of the act of the Legislature of the State of Louisiana, authorizing the receipt of the proportion of the surplus fund allotted to this State. I request you to inform me what steps are necessary on my part to accomplish this object—to forward me any act or acknowledgment required by the United States, to be executed in compliance with the act of Congress, and to give me instructions in what manner the amount is to be obtained—whether by drafts on the Treasury, or whether you will transmit orders on the deposite banks in this State; with any other information necessary for this purpose.

I have the honor to be, respectfully, your obedient servant,

F. GARDERE, *State Treasurer.*

HON. LEVI WOODBURY,
Secretary of the Treasury.

(Enclosure No. 3 of A 18.)

AN ACT to authorize the treasurer of the State to receive that portion of the surplus revenue allotted to the State of Louisiana.

Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That the treasurer of the State be, and he is hereby authorized, to receive from the Secretary of the Treasury of the Government of the United States, any money or moneys under the operation of the act entitled "An act relative to the surplus revenue," approved the twenty-third day of June, eighteen hundred and thirty-six, and to pledge the faith of the State of Louisiana, to do all and every thing required by said act, on the part of the State, and under the conditions and requisitions therein contained.

ALCEE LA BRANCHE,
Speaker of the House of Representatives.
C. DERBIGNY,
President of the Senate.

Approved March 13, 1837.

E. D. WHITE,
Governor of the State of Louisiana.

STATE OF LOUISIANA,
Office of the Secretary of State.

I do hereby certify the foregoing to be a true and correct copy from the original act in my custody, and duly promulgated.

Witness my hand and the seal of the State, at New Orleans, this third day
 [L. s.] of March, one thousand eight hundred and thirty seven, and in
 the year of the Independence of the United States the sixtieth.

MARTIN BLACKKE,

Secretary of State.

A 19.

EXECUTIVE OFFICE,

Little Rock, Arkansas, December 16, 1836.

SIR: The Legislature of this State, at its recent session, made it the
 duty of their Executive, to transmit to you the accompanying documents.
 Very respectfully, your obedient servant,

J. S. CONWAY.

HON. LEVI WOODBURY,

Secretary of the Treasury U. S., Washington, D. C.

(Enclosure of A 19.)

AN ACT authorizing the State treasurer to receive the surplus revenue due and coming to
 the State, under an act of Congress, approved June 23, 1836.

SECTION 1. *Be it enacted by the General Assembly of the State of
 Arkansas,* That the treasurer of this State be, and he is hereby author-
 ized and required to receive on deposit, from the Secretary of the Treasury
 of the United States, all such sums of money as the State of Arkansas
 may be entitled to receive, as her dividend of the surplus revenue of the
 United States, under the provisions of the act of Congress, approved the
 twenty-third day of June, eighteen hundred and thirty-six, entitled, "An
 act to regulate the deposits of the public money."

SEC. 2. *Be it further enacted,* That the said treasurer is hereby au-
 thorized and required to sign all and every receipt, certificate and obligation,
 that shall be prescribed by the Secretary of the Treasury of the United
 States, so as fully to comply with the requisitions of the thirteenth section
 of said act of Congress; and the faith of the State of Arkansas is hereby
 fully pledged for the repayment of the said money, in the manner and to
 the full extent required by said act of Congress.

SEC. 3. *And be it further enacted,* That the Governor be required to
 transmit to the Secretary of the Treasury a duly authenticated copy of this
 act.

JOHN WILSON,

Speaker of the House of Reps.

SAM. C. ROAN,

President of the Senate.

Approved October 29, 1836.

J. S. CONWAY.

I, Robert A. Watkins, secretary of State of the State of Arkansas, do
 hereby certify that the above is a true copy of the enrolled bill in the office
 of the secretary of State.

In testimony whereof, I have hereunto set my hand and the seal of the Territory of Arkansas, (there being no seal for the State of Arkansas [L. S.] yet provided,) to be affixed at Little Rock, this eleventh day of December, 1836, and of the Independence of the United States of America the 61st year.

R. A. WATKINS, *Secretary of State.*

A 20.

EXECUTIVE OFFICE,
Nashville, October 29, 1836.

SIR : In the enclosed newspaper you will find the act to secure to the State of Tennessee her proportion of the surplus revenue of the United States, passed at the late extra session of our Legislature.

I shall be glad to receive, as soon as convenient, a copy of the regulations of your department, in relation to the reception of our portion of the surplus revenue, under the act of Congress on that subject.

Very respectfully, your obedient servant,

M. CANNON.

HON. LEVI WOODBURY,
Secretary of the Treasury.

(Enclosure No. 1, of A 20.)

AN ACT to secure to the State of Tennessee her proportion of the surplus revenue of the United States.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That the Governor, comptroller, and treasurer of the State, be, and they are hereby, authorized and required to receive such sum or sums of money as may be, from time to time, delivered to them by the Secretary of the Treasury of the United States, under the provisions of the act of the Congress of the United States, entitled "An act to regulate the deposite of the public money," approved on the 23d day of June, 1836. And the said Governor, comptroller, and treasurer, are hereby authorized and required to receive said sum or sums of money, on behalf of the State, on the terms contained and specified in said act of Congress, and to give certificates of deposite, containing the usual and legal obligations and pledges of the faith of the State, for the safekeeping and the repayment of said sum or sums of money, when required, in conformity with the provisions of said act of Congress, and in the form pointed out in the circular letter of the Secretary of the Treasury of the United States, and directed to the Governors of the different States ; and, in order to carry the foregoing provisions into effect with the greater convenience—

SEC. 2. *Be it enacted,* That the Union Bank of the State of Tennessee, and the Planters' Bank of Tennessee, shall be banks of deposite, for the safekeeping of such sums of money as may be from time to time deposited in this State, under the provisions of the said act of the Congress of the United States, provided the said banks will, before receiving the same, enter into the following agreement, that is to say ; if the said banks will, respectively, execute bonds with security to the State of Tennessee, similar in form and equal in amount, and with similar conditions, to the bonds executed by each

of said banks, to the United States of America, previous to receiving the Government deposits; and if said banks will respectively agree to receive, at their own charge, such part of the surplus revenue of the United States as may be apportioned to the State of Tennessee, from time to time, under the said act of the Congress of the United States; and if said banks shall agree to pay, in proportion to the amount of deposits made in each, to the Secretary of the Treasury of the United States, such sum or sums of money as may from time to time be required of the State by the Secretary of the Treasury of the United States; and if the Union Bank of the State of Tennessee will agree to pay to the State interest, at the rate of six per cent. per annum, payable half-yearly, on a portion of said deposite, equal to the amount due from the State of Tennessee to the Union Bank of the State of Tennessee, for money borrowed from said bank to defray the expenses of the convention, and a portion of the expenses of the last session of the Legislature; and if said bank will agree to pay to the State interest on all other sums which it may receive under this act, at the rate of five per cent. per annum; and if the Planters' Bank of Tennessee will agree to pay the State interest on all sums which it may receive under the authority of this act, at the rate of five per cent. per annum; which interest by each bank is to be paid semi-annually, at the times of declaring dividends on the stock of said banks respectively; and if each of said banks will agree to publish in some newspaper printed in Nashville, the amount and date of every deposite by them respectively received from the Treasury of the United States, under the provisions of the said act of Congress and of this act, within ten days after the same has been received; and if said banks will each agree to furnish to the Governor, comptroller, and treasurer, from time to time, as often as they or any two of them may require, (not exceeding once in a week, nor in any manner exhibiting the accounts of individuals with said banks,) any information in the power of said banks, respectively, to enable said officers to report to the next session of the Legislature the condition and solvency of said banks, respectively; then it shall be the duty of said Governor, comptroller, and treasurer, or any two of them, to give to said banks, respectively, authority, from time to time, to receive from the Secretary of the Treasury of the United States, such amounts of the surplus revenue of the United States as may be from time to time apportioned to this State, under the provisions of the said act of the Congress of the United States; which said sums shall be distributed between said banks, as follows, that is to say: the Union Bank of the State of Tennessee shall be entitled to receive a sum equal in amount to the debt due by the State to said bank, as is above specified; and the residue of said sum shall be divided between said banks, in proportion to the capital stock actually paid into each: *Provided*, Neither of said banks shall receive an amount exceeding three-fourths of its capital stock actually paid in; and said sums of money, when received by said banks, shall remain on deposite in the same, under the terms and conditions of the foregoing agreement, and subject to all its stipulations, until the close of the next regular session of the General Assembly, and until the same shall be withdrawn, or otherwise disposed of by law.

SEC. 3. *And be it further enacted*, That it shall be lawful for the Governor, comptroller, and treasurer, to enter into contracts in the name, and for and in behalf of the State, with the said banks; whereby said banks shall stipulate to do and perform the several duties and services required by this act.

SEC. 4. *And be it further enacted,* That if either of said banks shall decline to receive its proportion of the deposits on the terms aforesaid, the whole amount shall be deposited with the others, agreeing to receive the whole on the terms aforesaid; and if each of said banks decline to receive the deposits aforesaid, then it shall be the duty of the Governor, comptroller, and the treasurer, to deposit said sums of money in such other bank or banks, whether in or out of this State, as they may deem most secure, and on the best terms in their power to obtain for the State.

SEC. 5. *And be it further enacted,* That all interest which may accrue on said deposits under the provisions of this act, shall be received by the treasurer, and charged to him by the comptroller, in his books, as part of the revenue of the State; and the same shall be drawn by the warrant of the comptroller, to meet all appropriations chargeable on said fund by law; and the residue shall be loaned to the Union Bank of Tennessee, according to the stipulations of the eighteenth article of the charter of said bank.

SEC. 6. *And be it further enacted,* That if the Farmers and Merchants' Bank at Memphis, will execute similar bonds to those of the Union Bank of the State of Tennessee, and the Planters' Bank of Tennessee, and will enter into similar stipulations and agreements, in all respects, with the said agents on behalf of the State, as those required of the Planters' Bank of Tennessee, and will agree to receive, at its own charge, a portion of the deposit money from said Union Bank and said Planters' Bank; then, and in that case, it shall be the duty of the Governor, treasurer, and comptroller, to give to said Farmers and Merchants' Bank of Memphis authority, from time to time, to receive from said banks, respectively, a portion of said deposits, (after deducting the amount on which the Union Bank of the State of Tennessee is to pay six per cent.,) which amount to be received, shall be in the proportion which the capital stock of said Farmers and Merchants' Bank of Memphis actually paid in, bears to the capital stock of the other two banks, respectively.

SEC. 7. *And be it further enacted,* That when any instalments of interest on the deposits in said Farmers and Merchants' Bank of Memphis fall due under the provisions of the foregoing agreement, the said bank shall transfer the same to the Union Bank of the State of Tennessee, and notify the comptroller that such interest has been so transferred; and said comptroller shall place the same in his book, and the same shall be, in all respects, disposed of as is specified in respect to the interest accruing in the other banks.

EPHRAIM H. FOSTER, *Speaker*
of the House of Representatives.
JONATHAN WEBSTER, *Speaker*
of the Senate.

(Enclosure No. 2, of A 20.)

EXECUTIVE DEPARTMENT,
Nashville, November 25, 1836.

SIR: Yours of the 11th instant, acknowledging the receipt of my communication accompanying the copy of the act of the General Assembly of the State of Tennessee, providing for the reception of her portion of the surplus revenue, has been received, containing a *probable* estimate of the amount of the 1st instalment to be transferred to Tennessee, in January

next; also, the forms of the receipts and pledges required to be given by the State; all of which will be most cheerfully complied with by the constituted authorities, when the transfers of said revenues are made.

Very respectfully, I have the honor to be your obedient servant,

N. CANNON.

Hon. LEVI WOODBURY,

Secretary of the Treasury.

A 21.

EXECUTIVE DEPARTMENT,
City of Jefferson, Missouri, Jan. 2, 1836.

SIR: The Legislature of Missouri have passed an act to receive on deposit the surplus revenue of the General Government, according to the provisions of the act of Congress on that subject.

I have directed the secretary of State to forward a certified copy of the act to your department as early as possible.

I have the honor to be, your obedient servant,

LILBURN W. BOGGS.

To the SECRETARY OF THE TREASURY

of the United States.

(Enclosure No. 1, of A 21.)

OFFICE OF SECRETARY OF STATE, Mo.,
City of Jefferson, December 31, 1836.

SIR: I have the honor herewith to forward you a copy of an act passed at the present session of our General Assembly, to authorize our State treasurer to receive that portion of the surplus revenue which may be allotted, *as a deposit*, with this State.

John Walker, Esq., of the city of Jefferson, is the treasurer of the State, with whom you will please communicate upon the subject.

With sentiments of the highest respect, I am your obedient servant,

HENRY SHURLDS,

Secretary of State.

Hon. LEVI WOODBURY.

(Enclosure No. 2, of A 21.)

AN ACT to authorize the State treasurer to receive the surplus revenue.

Whereas, by an act of Congress, approved June the twenty-third, eighteen hundred and thirty six, it is provided, among other things, that portions of the surplus revenue shall be deposited among the several States of the Union, in proportion to the representation of each of the States in both branches of Congress: And whereas, this General Assembly, in accepting her portion of the surplus revenue upon deposit, are unwilling that this act should be pled up in future as a precedent, in support of measures which they regard as vitally wrong, and which in their nature are calculated to produce similar results, an overflowing Treasury, or surplus revenue, declare, that it is wrong in principle to collect, by direct or

indirect taxation, more money from the people than is necessary for the support of Government, and that the revenue should be speedily reduced to that standard; that the public lands, being one of the sources from which this surplus revenue arises, should be reduced in price to the actual settlers—believing, as they do, that the safest depository of a nation's wealth is in the pockets of her people—and that it is unwise, inexpedient, impolitic, and unconstitutional, to collect, either by direct or indirect taxation, money from the people, to hoard in the general coffers, or for distribution to the States in their political capacity: And believing, as this General Assembly do, that the tariff should be reduced as speedily as possible to the constitutional standard, the actual wants of the Government; and that a wise policy dictates, that the contingency upon which this surplus was accumulated should be in future provided against, by a system of legislation to that end; and that the States receiving the allotted portion of the deposits should receive and hold it in good faith, as a deposit, and in no case should regard it in any other light: Now, in order to receive the portion of said surplus revenue due this State, with an open avowal of the principles upon which we accept the same; therefore,

Be it enacted by the General Assembly of the State of Missouri, as follows:

SEC. 1. The treasurer of the State of Missouri is hereby authorized to receive, on deposit, that portion of the surplus revenue in the Treasury of the United States, on the first day of January, eighteen hundred and thirty-seven, which may be ordered to be deposited with the treasurer of this State, under the provisions of an act of Congress, approved June 23, 1836.

SEC. 2. The State treasurer is hereby authorized to execute his certificate in such form as may be prescribed by the Secretary of the Treasury of the United States, pledging the faith of the State for the safekeeping and repayment of said money, and pledging the faith of the State for the payment of said moneys, and every part thereof from time to time, whenever the same shall be required by the Secretary of the Treasury, for the purpose of defraying the wants of the public Treasury.

JOHN JAMESON,

Speaker of the House of Representatives.

FRANKLIN CANNON,

President of the Senate.

Approved December 29, 1836.

LILBURN W. BOGGS.

I, Lilburn W. Boggs, Governor of the State of Missouri, do hereby certify that the foregoing is a true copy of "An act to authorize the State treasurer to receive the surplus revenue," passed by the Legislature of said State, and approved December 29, 1836.

In testimony whereof, I have hereunto set my hand, and caused the great seal of the State of Missouri to be affixed. Done at the city of Jefferson, this thirtieth day of December, in the year of [L. s.] our Lord eighteen hundred and thirty six, of the Independence of the United States the sixty-first, and of the State of Missouri the seventeenth.

LILBURN W. BOGGS.

By the Governor.

HENRY SHURLDS, *Secretary of State.*

A 22.

STATE OF KENTUCKY,
Frankfort Treasury Office, December 17, 1836.

SIR: I have the honor to inform you that I am, as treasurer of this State, authorized by an act of the Legislature, which is herewith enclosed for your inspection, to receive from the Treasury of the United States, this State's proportion of the surplus revenue, agreeably to an act of Congress, approved the 23d day of June, 1836, entitled, "An act to regulate the deposits of public money." If the act enclosed be found to contain a sufficient guarantee to the United States for the faithful execution of the act of Congress, which, I persuade myself, it will, you will, as soon as convenient, forward to me such forms and blanks as will enable me to carry into effect the views and wishes of the Legislature on this subject.

I have the honor to be, very respectfully, your obedient servant,

JAMES DAVIDSON, *Treasurer.*

HON. LEVI WOODBURY,

Secretary of the Treasury, U. S.

(Enclosure of A 22.)

AN ACT providing for the receipt of the proportions of the surplus revenue to be deposited in this State.

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the treasurer of this Commonwealth be authorized and required to receive from the Secretary of the Treasury of the United States, the proportions of the surplus revenue, which are required to be deposited in the treasury of this Commonwealth, according to the provisions of an act of Congress, entitled, "An act to regulate the deposits of the public money," approved on the 23d of June, 1836: and the said treasurer is further authorized and required to execute certificates of deposit, containing obligations, on the part of this Commonwealth, in conformity with the requisitions of said act of Congress; and when said surplus revenue shall be received by the treasurer, as hereby authorized and required, he shall cause the same to be passed to his credit in the deposit banks of this State, and remain in said deposit banks until otherwise disposed of by law.

JOHN S. HELEN,

Speaker of the House of Reps.

C. A. WICKLIFFE,

Speaker of the Senate.

Approved December 16, 1836.

JAMES CLARK.

By the Governor.

J. M. BULLOCK, *Secretary of State.*

COMMONWEALTH OF KENTUCKY,
Executive Department, Frankfort, Dec., 16, 1836.

I, James Clark, Governor of the Commonwealth of Kentucky, do hereby certify, that the annexed and foregoing act of assembly has been carefully compared and examined with the enrolled bill on file in the department of State, and is found to be a correct copy of the same.

In testimony whereof, I have hereunto set my hand, and caused the seal of the said Commonwealth to be affixed at Frankfort, on the sixteenth [L. s.] day of December, in the year of our Lord, one thousand eight hundred and thirty-six, and in the forty-fifth year of the Commonwealth.

JAS. CLARK.

By the Governor.

J. M. BULLOCK, *Secretary of State.*

A 23.

TREASURER'S OFFICE,

Indianapolis, December 30, 1836.

SIR: Accompanying this, you will receive a certified copy of an act of the General Assembly of Indiana, accepting the deposits of the moneys of the General Government, as tendered by the act of Congress of last session.

The treasurer will be ready to receive a transfer of the funds intended to be deposited with the State, in such manner as is convenient or may be suggested by the department over which you preside.

Very respectfully, your obedient servant,

N. B. PALMER, *Treasurer of Indiana.*

HON. LEVI WOODBURY,
Secretary of the Treasury.

(Enclosure of A 23.)

AN ACT authorizing the treasurer of the State to receive from the Secretary of the Treasury of the United States the amount of the surplus revenue of the United States, proposed to be deposited with this State by the thirteenth section of an act of Congress entitled "An act to regulate the deposits of the public money."

SECTION 1. *Be it enacted by the General Assembly of the State of Indiana,* That the treasurer of the State of Indiana be, and he is hereby, authorized to receive from the Treasurer of the United States, and receipt therefor by certificates of deposit, the amount of the surplus revenue of the United States to which the State of Indiana is entitled by her proportionate representation in the Senate and House of Representatives of the United States, as is provided in the act of Congress entitled "An act to regulate the deposits of the public money," approved June 23, 1836.

SEC. 2. *Be it further enacted,* That the State of Indiana hereby irrevocably pledges her faith to the United States, that she will safely keep and repay the said moneys and every part thereof, from time to time, whenever the same shall be required by the Secretary of the Treasury for the purposes mentioned in said act of Congress, and upon the conditions therein named. This act to take effect and be in force from and after its passage.

CALEB B. SMITH,

Speaker of the House of Representatives.

DAVID WALLACE,

President of the Senate.

Approved December 21, 1836.

N. NOBLE.

INDIANA *to wit* :

This certifies that the foregoing is a correct copy of the original roll on file in my office.

In testimony whereof, I, William Sheets, secretary of State of the State aforesaid, have hereunto set my hand and affixed the seal of State,
[L. S.] at Indianapolis, this 26th day of December, A. D. 1836.

WM. SHEETS.

A 24.

EXECUTIVE DEPARTMENT,
Vandalia, December 25, 1836.

SIR : I have the honor herewith to enclose to you an act (a certified copy) of the Legislature of the State of Illinois, accepting the terms proposed by Congress to distribute the surplus revenue of the United States among the several States of the Union. An agent will shortly be appointed to receive the portion due to this State under the provisions of said act.

I have the honor to be, sir, with great respect, your obedient servant,
JOSEPH DUNCAN.

Hon. LEVI WOODBURY.

(Enclosure of A 24.)

AN ACT to provide for receiving a distributive share of the surplus revenue of the United States on deposit.

SEC. 1. *Be it enacted by the people of the State of Illinois, represented in the General Assembly,* That the State of Illinois does hereby consent and agree to receive upon deposit, from the United States, all sums of money to which the State of Illinois is, or may be entitled under, and according to the provisions of an act of the Congress of the United States, entitled "An act to regulate the deposits of the public money," approved on the twenty-third day of June, one thousand eight hundred and thirty-six, and the faith of the State is hereby irrevocably pledged to comply with, and perform all the conditions and provisions contained in the said act, in relation to receiving and refunding the said money, and the treasurer of this State is authorized to receive from the United States the said sums of money, and to execute certificates of deposit for the same, in such forms and with such conditions as are required by the act of Congress aforesaid.

SEC. 2. This act shall be in force from its passage.

JAMES SEMPLÉ,

Speaker of the House of Representatives.

WILLIAM H. DAVIDSON,

Speaker of the Senate.

Approved December 17, 1836.

JOSEPH DUNCAN.

OFFICE OF SECRETARY OF STATE,
Vandalia, Illinois, December 18, 1836.

I, Alexander P. Field, secretary of State, do hereby certify that the foregoing is a correct transcript of the enrolled bill on file in my office.

In testimony whereof, I have hereunto subscribed my name and affixed the seal of State. Done at Vandalia, the 18th day of December,
[L. S.] A. D., 1836.

A. P. FIELD, *Secretary of State.*

A 25.

EXECUTIVE OFFICE, OHIO,
Columbus, December 22, 1836.

SIR: In compliance with a resolution of the General Assembly of the State of Ohio, I herewith forward to your department, an authenticated copy of the "Act accepting this State's proportion of the surplus revenue of the United States."

I am, with great respect, your most obedient servant,

JOSEPH VANCE.

HON. LEVI WOODBURY,
Secretary of the Treasury.

(Enclosure of A 25.)

AN ACT accepting this State's proportion of the surplus revenue of the United States.

Whereas, the Congress of the United States passed an act entitled "An act to regulate the deposits of the public money," and which was duly approved on the twenty-third of June, in the year of our Lord one thousand eight hundred and thirty-six, and the thirteenth and fourteenth sections of which act are as follows, that is to say:

"SEC. 13. *And be it further enacted*, That the money, which shall be in the Treasury of the United States on the first day of January, eighteen hundred and thirty-seven, reserving the sum of five millions of dollars, shall be deposited with the several States, in proportion to their respective representation in the Senate and House of Representatives of the United States, as shall by law authorize their treasurers, or other competent authorities, to receive the same on the terms hereinafter specified. And the Secretary of the Treasury shall deliver the same to such treasurer or other competent authorities, on receiving certificates of deposit therefor signed by such competent authorities, in such form as may be prescribed by the Secretary aforesaid, which certificates shall express the usual and legal obligations, and shall pledge the faith of the State for the safekeeping and repayment thereof, and shall pledge the faith of the State receiving the same, to pay the said moneys and every part thereof from time to time, whenever the same shall be required by the Secretary of the Treasury for the purpose of defraying any wants of the public Treasury beyond the amount of the five millions aforesaid; *Provided*, That if any State declines to receive its proportion of the surplus aforesaid, on the terms before named, the same shall be deposited with the other States agreeing to accept the same on deposit, in the proportion as aforesaid: *And provided, further*, That when said money, or any part thereof, shall be wanted by the said Secretary, to meet appropriations by law, the same shall be called for in ratable proportions, within one year, as nearly as conveniently may be, from the different States with which the same is deposited, and shall not be called for in sums exceeding ten thousand dollars from any one State, in any one month, without previous notice of thirty days for every additional sum of twenty thousand dollars, which may at any time be required.

"SEC. 14. *And be it further enacted*, That the said deposits shall be made with the said States in the following proportions, and at the following times, to wit: one quarter part on the first day of January, eighteen hun-

dred and thirty-seven, or as soon thereafter as may be, one quarter part on the first day of April, one quarter part on the first day of July, and one quarter part on the first day of October, all in the same year."

Now, therefore,

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio*, That the treasurer of State be, and he hereby is, authorized to receive for and on behalf of this State, on the terms specified in the act of Congress of the United States, entitled "An act to regulate the deposits of the public money," approved the twenty-third day of June, one thousand eight hundred and thirty-six, all that portion of the money which shall be in the Treasury of the United States, subject to be deposited with the several States by virtue of said act, that shall be apportioned to this State.

SEC. 2. That the treasurer of State be, and he is hereby authorized, from time to time, to sign, execute, and deliver, to the Secretary of the Treasury of the United States, or other person duly authorized to receive the same, certificates of deposit for all moneys which may be received by him under the authority of the preceding section, in such form as may be prescribed by the Secretary of the Treasury of the United States, in accordance with the aforesaid act of Congress, expressing the usual and legal obligations, and pledging the faith of the State for the safekeeping and repayment of such moneys and every part thereof, in accordance with the provisions of the aforesaid act of Congress.

WILLIAM MEDILL,

Speaker of the House of Representatives.

ELIJAH VANCE,

Speaker of the Senate.

DECEMBER 19, 1836.

SECRETARY OF STATE'S OFFICE,

Columbus, Ohio, December 22, 1836.

I certify that the foregoing act is a correct copy of the original roll on file in this office.

CARTER B. HARLAN, *Secretary of State.*

UNITED STATES OF AMERICA,

The State of Ohio, Executive Office.

I, Joseph Vance, Governor of the State of Ohio, do hereby certify, that Carter B. Harlan, Esq., whose certificate appears appended to the above act, was, at the date thereof, and now is, secretary of State of the State of Ohio, duly commissioned as such; and that his official acts are entitled to full faith and credit, as well in courts of justice as thereout.

In testimony whereof, I have hereunto subscribed my name, and caused the great seal of the State of Ohio to be hereto affixed, at Columbus, the twenty-second day of December, in the year of our Lord one thousand eight hundred and thirty-six.

JOSEPH VANCE.

A. P. FIELD, *Secretary of State.*

A 26.

DETROIT, August 13, 1836.

SIR: I have the honor to enclose to the Treasury Department, two acts of the Legislature of this State: the one entitled, "An act to authorize the treasurer of the State to receive from the Secretary of the Treasury of the United States, money appropriated for making roads and canals within the State;" and the other entitled, "An act empowering the treasurer of the State to receive from the Secretary of the Treasury of the United States deposits of public money."

I have the honor to be, your obedient servant,

STEVENS T. MASON.

Hon. LEVI WOODBURY,
Secretary of the Treasury.

(Enclosure of A 26.)

AN ACT empowering the treasurer of the State to receive from the Secretary of the Treasury of the United States deposits of public money.

SEC. 1. *Be it enacted by the Senate and House of Representatives of the State of Michigan,* That the treasurer of this State be, and he is hereby authorized to receive from the Secretary of the Treasury of the United States, all money that may be deposited with this State by the said Secretary of the Treasury, by virtue of an act of Congress, entitled, "An act to regulate the deposits of the public money," approved twenty third of June, eighteen hundred and thirty-six; and the faith of this State be, and the same is hereby pledged for the payment of all such deposits of public money, according to such rules and regulations as may be established by the said Secretary of the Treasury.

SEC. 2. Any money so received in deposit for the State, by the said State treasurer, he shall immediately, or within three days thereafter, deposite in bank, under the direction of the auditor-general, and account for every such sum of money in the same manner as for other public money paid into his hands, according to the provisions of an act entitled, "An act relative to the duties of auditor-general and treasurer of the State, and for other purposes;" approved nineteenth of February, eighteen hundred and thirty-six: and all public money which shall have been deposited by the said Secretary of the Treasury, in pursuance of the provisions of the said act of Congress, with the treasurer of this State, shall remain in the State treasury until the same shall be drawn therefrom by due course of law.

SEC. 3. And it shall be the duty of the auditor-general, to charge the State treasurer with all sums of money that may be received by said treasurer in deposit for the State, in accordance with the provisions of the said act of Congress, in the like manner as for other public moneys paid to, and received by, said treasurer, under the authority of this State.

E. COUVIS,

Speaker of the House of Reps.

E. MUNDY,

President of the Senate.

Approved July 22, 1836.

STEVENS T. MASON.

STATE OF MICHIGAN, ss.

This shall certify, that the above and foregoing, is a true and faithful exemplification of the original act, entitled, "An act empowering the treasurer of the State, to receive from the Secretary of the Treasury of the United States, deposits of public money," now on file and of record in my office.

In testimony whereof, I have hereunto set my hand, and affixed the great seal of the State of Michigan. Done at the city of Detroit, this
[L. S.] ninth day of August, in the year of our Lord, one thousand eight hundred and thirty-six, and of the Independence of the United States the sixty-first.

KINTZENG PRITCHETT, *Secretary of State.*

B 1.

TREASURY OF THE UNITED STATES,
November 14, 1839.

SIR: I have the honor to enclose, herewith, statements A and B, prepared in answer to the first and second questions propounded in the resolutions of the Senate of the United States, passed February 16, 1839, in relation to deposits of money with the States, under the act of June 23, 1836.

It is not in my power to furnish answers to the third and fourth questions of the series, as there was no distinction made in our accounts as to the kind of funds on deposit with the banks, all having been considered by us and received by the States as legal currency.

Very respectfully, your obedient servant,

WM. SELDEN, *Treasurer of the United States.*

Hon. LEVI WOODBURY,

Secretary of the Treasury.

Approved July 28, 1836

STEVENS T. MASON

A.

Statement in answer to the first question contained in the resolutions of the Senate of the United States, passed February 16, 1839, showing the amount of money deposited with the several States under the act of June 23, 1836, and the several periods at which the said deposits or transfers were made.

Names of States.	Amounts transferred between January 4 and February 1, 1837.	Amounts transferred, payable April 1, 1837.	Amounts transferred, payable July 1, 1837.	Total each State.
Maine - - -	\$318,612 75	\$318,612 75	\$318,612 75	\$955,838 25
New Hampshire - - -	223,028 93	223,028 93	223,028 93	669,086 79
Massachusetts - - -	446,057 86	446,057 86	446,057 86	1,338,173 58
Vermont - - -	223,028 93	223,028 93	223,028 93	669,086 79
Connecticut - - -	254,890 20	254,890 20	254,890 20	764,670 60
Rhode Island - - -	127,445 10	127,445 10	127,445 10	382,335 30
New York - - -	1,338,173 57	1,338,173 57	1,338,173 57	4,014,520 71
New Jersey - - -	254,890 20	254,890 20	254,890 20	764,670 60
Pennsylvania - - -	955,838 26	955,838 26	955,838 26	2,867,514 78
Delaware - - -	95,583 83	95,583 83	95,583 83	286,751 49
Maryland - - -	318,612 75	318,612 75	318,612 75	955,838 25
Virginia - - -	732,809 33	732,809 33	732,809 33	2,198,427 99
North Carolina - - -	477,919 13	477,919 13	477,919 13	1,433,757 39
South Carolina - - -	350,474 03	350,474 03	350,474 03	1,051,422 09
Georgia - - -	350,474 03	350,474 03	350,474 03	1,051,422 09
Alabama - - -	223,028 93	223,028 93	223,028 93	669,086 79
Louisiana - - -	-	*318,612 76	159,306 38	477,919 14
Mississippi - - -	-	+254,890 20	127,445 10	382,335 30
Tennessee - - -	477,919 13	+477,919 13	477,919 13	1,433,757 39
Kentucky - - -	477,919 13	477,919 13	477,919 13	1,433,757 39
Ohio - - -	669,086 78	669,086 78	669,086 78	2,007,260 34
Missouri - - -	127,445 10	127,445 10	127,445 10	382,335 30
Indiana - - -	286,751 48	286,751 48	286,751 48	860,254 44
Illinois - - -	159,306 38	159,306 38	159,306 38	477,919 14
Michigan - - -	95,383 83	95,383 83	95,383 83	286,751 49
Arkansas - - -	45,583 83	1145,583 83	95,583 83	286,751 49
	9,030,263 49	9,703,766 45	9,367,614 97	28,101,644 91

* This sum was transferred under date of April 13, 1837.

† This sum was transferred under date of May 23, 1837.

‡ \$125,000 of this sum was transferred under date of June 3, 1839.

§ \$600 of this sum was transferred under date of July 15, 1839.

|| \$100,000 of this sum was transferred under date of June 7, 1839.

TREASURER'S OFFICE,
November 14, 1839.

WM. SELDEN,
Treasurer of the United States.

B.

Statement in answer to the second question contained in the resolutions of the Senate of the United States, passed February 16, 1839, showing the amount of money on deposit with the several banks in each State, which, in compliance with the thirteenth and fourteenth sections of the act of June 23, 1836, was transferred to the States on account of the three several instalments, and the periods at which the transfers were made.

Names of banks.	Amounts transferred between January 4 and Feb. 1, 1837.	Amounts transferred, payable April 1, 1837.	Amounts transferred, payable July 1, 1837.	Total each bank.
Maine Bank, Portland, Maine -	\$50,612 75	\$50,612 75	\$75,000 00	\$176,225 50
Cumberland Bank, Portland, Me. -	35,000 00	70,000 00	95,000 00	200,000 00
Granite Bank, Augusta, Maine -	23,000 00	25,000 00	50,000 00	98,000 00
People's Bank, Bangor, Maine -	12,000 00	21,000 00	33,612 75	66,612 75
Mercantile Bank, Bangor, Maine -	-	20,000 00	30,000 00	50,000 00
York Bank, Saco, Maine -	12,000 00	21,000 00	35,000 00	68,000 00
N. Hampshire Bank, Portsmouth, N. H.	28,000 00	33,000 00	55,000 00	116,000 00
Commercial Bank, do.	23,028 93	30,028 93	30,028 93	76,086 79
Portsmouth Bank, do.	18,000 00	19,000 00	23,000 00	60,000 00
Piscataqua Bank, do.	60,000 00	63,000 00	100,000 00	223,000 00
Merrimac County Bank, Concord, New Hampshire -	18,000 00	20,000 00	5,600 00	43,000 00
Mechanics' Bank, Concord, N. H.	12,000 00	19,000 00	10,000 00	41,000 00
Merchants' Bank, Boston, Mass.	330,057 86	302,057 86	110,000 00	742,115 72
Commonwealth Bank, do.	93,000 00	95,000 00	88,057 86	276,057 86
Franklin Bank, do.	32,500 00	23,500 00	36,000 00	92,000 00
Fulton Bank, do.	107,000 00	80,000 00	110,000 00	297,000 00
Hancock Bank, do.	106,000 00	80,000 00	55,000 00	241,000 00
Phoenix Bank, Charlestown, Mass.	27,500 00	22,500 00	17,000 00	67,000 00
Bank of Burlington, Vermont -	30,000 00	30,000 00	40,000 00	100,000 00
Bank of Windsor, Windsor, Vt. -	20,000 00	20,000 00	10,000 00	50,000 00
Quinebaug Bank, Norwich, Conn.	35,000 00	20,000 00	25,000 00	80,000 00
Farmers and Mechanics' Bank, Hartford, Conn. -	99,890 20	59,890 20	-	159,780 40
Mechanics' Bank, New Haven, Ct.	120,000 00	100,000 00	150,000 00	370,000 00
Arcade Bank, Providence, R. I. -	78,445 10	78,445 10	67,445 10	224,335 30
R. I. Union Bank, Newport, R. I. -	49,000 00	49,000 00	10,000 00	108,000 00
Mechanics and Farmers' Bank, Albany, New York -	80,000 00	80,000 00	-	160,000 00
Manhattan Company, New York, N. Y.	180,000 00	250,000 00	310,000 00	740,000 00
Bank of America, do.	180,000 00	200,000 00	424,890 20	804,890 20
Mechanics' Bank, do.	200,000 00	220,000 00	370,474 03	790,474 03
Seventh Ward Bank, do.	88,173 57	88,173 57	88,173 57	264,520 71
Lafayette Bank, do.	28,000 00	43,000 00	75,000 00	146,000 00
Phoenix Bank, do.	293,028 93	233,028 93	154,028 93	680,086 79
Leather Manufac'r's Bank, do.	113,000 00	113,000 00	108,000 00	334,000 00
Tradesmen's Bank, do.	53,000 00	53,000 00	43,000 00	149,000 00
Dry Dock Company, do.	25,000 00	25,000 00	40,000 00	90,000 00
Merchants' Bank, do.	246,890 20	226,890 20	169,890 20	643,670 60
Union Bank, do.	133,000 00	233,000 00	103,000 00	469,000 00
National Bank, do.	75,000 00	150,000 00	75,000 00	300,000 00
Merchants' Exch. Bank, do.	115,000 00	115,000 00	90,000 00	320,000 00
Brooklyn Bank, Brooklyn, N. Y. -	-	30,000 00	-	30,000 00
Commercial Bank, Buffalo, N. Y.	-	30,000 00	40,000 00	70,000 00
Troy Bank, Troy, N. Y. -	40,000 00	40,000 00	15,000 00	95,000 00
Trenton Banking Company, N. J.	35,000 00	25,000 00	35,000 00	95,000 00
State Bank, Newark, N. J. -	45,000 00	85,000 00	85,000 00	215,000 00
State Bank, Elizabeth, N. J. -	45,000 00	35,000 00	45,000 00	125,000 00

B—Continued.

Names of banks.	Amounts transferred between January 4 and Feb. 1, 1837.	Amounts transferred, payable April 1, 1837.	Amounts transferred, payable July 1, 1837.	Total each bank.
Girard Bank, Philadelphia, Pa. -	\$834,919 13	\$834,919 13	\$680,835 26	\$2,350,676 52
Moyamensing Bank, do. -	80,838 26	80,838 26	-	161,676 52
Merchants and Manufacturers' Bank, Pittsburg, Pa. -	125,000 00	125,000 00	125,000 00	375,000 00
Bank of Wilmington and Brandywine, Wilmington -	27,000 00	27,000 00	36,000 00	90,000 00
Bank of Delaware, Wilmington -	22,583 83	22,583 83	22,583 83	67,751 49
Union Bank of Maryland, Baltimore, Md. -	220,000 00	220,000 00	220,000 00	660,000 00
Franklin Bank, Baltimore, Md. -	98,612 75	98,612 75	98,612 75	295,838 25
Bank of Virginia, Richmond, Va. -	532,809 33	357,809 33	-	890,618 66
Branch Bank of Virginia, Norfolk, Va. -	200,000 00	-	-	200,000 00
Farmers' Bank of Virginia, Richmond, Va. -	-	200,000 00	82,809 33	282,809 33
Bank of the State of North Carolina, Raleigh, N. C. -	230,000 00	230,000 00	300,000 00	760,000 00
Planters and Mechanics' Bank, Charleston, S. C. -	170,000 00	170,000 00	200,000 00	540,000 00
Bank of Charleston, Charleston, S. C. -	180,474 03	180,474 03	-	360,948 06
Planters' Bank of Georgia, Savannah, Ga. -	125,000 00	110,000 00	100,000 00	335,000 00
Bank of Augusta, Ga. -	225,474 03	210,474 03	100,000 00	535,948 06
Insurance Bank of Columbus, Columbus, Ga. -	-	30,000 00	-	30,000 00
Branch Bank of Alabama, Mobile, Ala. -	223,028 93	223,028 93	223,028 93	669,086 79
Union Bank of Louisiana and branches, New Orleans, La. -	-	200,000 00	100,000 00	300,000 00
Commercial Bank, New Orleans, La. -	-	152,612 76	59,306 38	211,919 14
Planters' Bank of Mississippi and branches, Natchez, Miss. -	45,583 83	173,028 93	50,000 00	268,612 76
Agricultural Bank and branches, Natchez, Miss. -	125,000 00	137,445 10	173,028 93	425,474 03
Union Bank of Tennessee, Nashville -	202,919 13	202,919 13	300,000 00	705,838 26
Planters' Bank and branches, Nashville, Tenn. -	150,000 00	150,000 00	177,919 13	477,919 13
Bank of Kentucky and branches, Louisville, Ky. -	157,919 13	228,419 13	277,919 13	664,257 39
Louisville Savings Institution, Ky. -	-	-	-	-
Northern Bank of Kentucky, Louisville, Ky. -	320,000 00	320,000 00	100,000 00	740,000 00
Northern Bank of Kentucky, Lexington, Ky. -	-	-	100,000 00	100,000 00
Clinton Bank of Columbus, Ohio -	123,000 00	50,000 00	96,458 31	269,458 31
Franklin Bank of Columbus, Ohio -	173,086 78	144,086 78	125,000 00	442,173 56
Bank of Chillicothe, Ohio -	-	80,000 00	-	80,000 00
Franklin Bank, Cincinnati, Ohio -	200,000 00	130,000 00	170,000 00	500,000 00
Commercial Bank, Cincinnati, Ohio -	123,000 00	195,500 00	275,000 00	593,500 00
Agency of do. at St. Louis, Mo. -	157,445 10	157,445 10	112,445 10	427,335 30
Bank of Wooster, Ohio -	-	40,000 00	40,000 00	80,000 00
Commercial Bank of Lake Erie, Cleveland, Ohio -	50,000 00	60,000 00	60,000 00	170,000 00
Bank of Cleveland, Cleveland, Ohio -	-	40,000 00	52,628 47	92,628 47
Branch of State Bank of Indiana, Madison, Ia. -	127,737 02	127,737 02	127,737 02	383,211 06
Branch of State Bank of Indiana, New Albany, Ia. -	127,737 01	127,737 01	127,737 02	383,211 04

B--Continued.

Names of banks.	Amounts transferred between January 4 and Feb. 1, 1837.	Amounts transferred, payable April 1, 1837.	Amounts transferred, payable July 1, 1837.	Total each bank.
Branch of State Bank of Indiana, Lawrenceburg, Ia. -	\$145,583 83	\$145,583 83	\$145,583 82	\$436,751 48
Illinois Bank, Shawneetown, Ill. -	15,000 00	15,000 00	60,000 00	90,000 00
Bank of Michigan, Detroit, Mich. -	50,000 00	50,000 00	50,600 00	150,600 00
Farmers and Mechanics' Bank, Detroit, Mich. -	25,383 83	25,383 83	45,383 83	96,151 49
Bank of River Raisin, Mich. -	20,000 00	20,000 00	-	40,000 00
Bank of the United States -	-	-	820,393 16	820,393 16
	9,030,263 49	9,703,766 45	9,367,614 97	28,101,644 91

TREASURER'S OFFICE,
November 14, 1839.

WM. SELDEN,
Treasurer of the United States.

C.

TREASURY DEPARTMENT,
February 20, 1839.

SIR: I have the honor to communicate to you the subjoined copy of a resolution adopted by the Senate of the United States, and to request that the proper officer of your State may be directed to furnish to this department, as soon as may be convenient, a statement of the facts involved in the fourth and fifth heads of inquiry.

I am, sir, very respectfully, your obedient servant,

LEVI WOODBURY,
Secretary of the Treasury.

To his Excellency the GOVERNOR of the State of ———.

IN SENATE OF THE UNITED STATES,
February 16, 1839.

Resolved, That the Secretary of the Treasury be directed to report to the Senate, at the commencement of the first session of the next Congress, all facts and information relative to the execution of the 13th and 14th sections of the "Act to regulate the deposits of the public money," approved 23d of June, 1836, and particularly all facts and information in answer to, and touching, the following questions, to wit:

First. What amount of money has been deposited with each State, under this act, and at what periods?

Second. In what banks in each State was the money deposited, and in what amounts in each bank, at the time of the transfer to the States?

Third. Of what description of funds, whether metal or bank notes, and if of both, in what proportions did the deposits consist, in each bank of each State, at the time of the transfer to the States?

Fourth. What was the description of funds received by each State, and if both metal and bank notes were received, what were the proportions of each so received by each State? and what was the depreciation, if any, of the bank notes received by each State at the time of reception?

Fifth. What investments or dispositions were made by each State of the deposit made with it? whether invested in stocks, and, if so, in what kind of stocks, and to what amount? whether applied to public works or to State or other institutions, and, if so, to what kind of works or institutions, and to what amount? whether loaned out or distributed, and, if so, whether to institutions, to bodies corporate, or otherwise, or to individuals, and to what kind of institutions, bodies, or class of individuals, and to what amount, and what were the circumstances and conditions of such investments, dispositions, loans, or distributions?

Resolved, That, to the end of obtaining the information required by the foregoing resolution, the Secretary be directed to correspond, if necessary, with the proper authorities of the several States.

Attest:

ASBURY DICKINS, *Secretary.*

D 1.

EXECUTIVE DEPARTMENT,

Augusta, October 1, 1839.

SIR: In compliance with your second letter, of the 10th ultimo, (the first being unanswered through accident merely,) I have the honor to enclose a statement of the Hon. A. Reddington, former treasurer of the State of Maine, which I believe contains, substantially, answers to the five questions proposed by the Senate of the United States, under resolves of February 16, 1839.

Very respectfully, your obedient servant,

JOHN FAIRFIELD,
Governor.

Hon. L. WOODBURY,
Secretary of the Treasury.

(Enclosure of D 1.)

Answer to the fourth interrogatory.—The first and second instalments, amounting to \$637,225 50, were received by the State, as follows, viz: In specie, \$186,000; the residue, \$451,225 50, partly in bank notes, but mostly in credits given to the treasurer of the State in the deposit books of the banks, upon which the United States Treasury transfer drafts had been drawn. These banks then paid specie, and the bank notes aforesaid, as well as the State treasurer's checks upon the deposit banks, were all of par value with silver and gold.

The third instalment became payable to the State on the first day of July, 1837, several weeks after the general suspension of specie payments by the banks in New England. Of this instalment, there was paid in specie \$2,000 only. The balance, \$316,612 75, was received, partly in bank notes, partly in checks drawn by some of the deposit banks upon other banks, but mostly in deposits to the credit of the State treasurer, in the original deposit banks. Neither these bank notes, nor deposit bank checks upon other banks, nor the checks drawn by the State treasurer upon the deposit banks, were convertible into specie. But there was no such established usage or course of business as would enable the treasurer to state accurately what the rate of depreciation was. It is, however, considered safe to estimate it at from ten to fifteen per centum.

It was in paper, thus depreciated, that the cities, towns and plantations, of the State, received \$316,612 75, toward payment of their respective proportions of the surplus revenue fund assigned to them, as specified in the subjoined answer to the fifth interrogatory. As they received the same, *without deduction*, it is apparent that the loss fell, not directly upon the Treasury Department, but upon the cities, towns, and plantations of the State.

Answer to the fifth interrogatory.—An act of the State, passed in 1837, directed that its surplus revenue fund should be deposited with the cities, towns, and plantations, in proportion to the number of their respective inhabitants, and that a census for that purpose should be taken, exhibiting the population of the State, as existing on the first day of March, 1837, excepting therefrom Indians not taxed, and foreigners not naturalized, whose residence had not been established here at least four years. The sums so deposited were to be repaid whenever required for the purposes, and demanded in the manner, prescribed by the act of Congress; and provision was made for enforcing such repayment.

The census, when completed, exhibited a population of 473,473 persons, and the sum of \$946,946 was thereupon deposited with the cities, towns and plantations, being at the rate of two dollars for each person, and absorbing the whole amount of the three instalments, excepting \$8,892 25, which now remains in the treasury, to be added to, and distributed with, the fourth instalment, when the same shall be received.

The act of the State at first limited the purposes to which the cities, towns, and plantations, might appropriate the fund. By a subsequent enactment, however, they were exonerated from the obligation to repay the money, and were authorized to distribute it, *per capita*, among their inhabitants. And it is believed that such distribution has been made in all or very nearly all the cities, towns, and plantations, of the State.

D 2.

STATE OF NEW HAMPSHIRE,
Treasury Office, September 16, 1839.

SIR : I have the honor to communicate the subjoined answer to the fourth and fifth heads of inquiry involved in your circular of February, 1839, relative to the receiving and the disposal of that part of the surplus revenue deposited with this State.

The first and second instalments were received in specie, and its equivalent.

The third instalment was received in bank notes at par.

The money received by this State on deposit from the United States, has been deposited with the several towns in said State for safekeeping, to be returned when demanded by the United States.

Enclosed is a blank form of the certificate received at this office from each of the towns in this State, for the safekeeping and return of the money deposited with them.

I am, sir, very respectfully, your obedient servant,

ZENAS CLEMENT,

Treasurer of the State of New Hampshire.

Hon. LEVI WOODBURY,

Secretary of the Treasury.

(Enclosure of D 2.)

STATE OF NEW HAMPSHIRE.

Whereas, by a law of this State, entitled "An act to provide for the disposition of the public money of the United States, which shall be deposited with this State," it is provided that all public money of the United States, which shall be deposited with said State, in pursuance of the provisions of an act of Congress, entitled "An act to regulate the deposits of the public money," approved the twenty-third day of June, anno Domini one thousand eight hundred and thirty-six, shall be deposited with such of the several towns in this State as shall comply with the requisitions of said law: and

Whereas, the town of _____ in the county of _____ in said State, at a legal town meeting, holden on the _____ day of _____ voted to receive the proportion of said money, to which said town is entitled by virtue of the act aforesaid, on the terms and conditions specified in said act, and constituted and appointed _____ the agent of said town for that purpose:

And whereas, the treasurer of said State has delivered to me _____ agent as aforesaid for said town, the sum of _____ dollars _____ cents, the same being a portion of said public money which said town is entitled to receive as aforesaid—

Now, therefore, be it known, that I, _____ agent as aforesaid, in pursuance of the authority vested in me, in behalf of said town, do hereby certify that the said sum of _____ dollars _____ cents, has been deposited by said treasurer of the State, with said town of _____ and that for the safekeeping and repayment of the same to said treasurer, in conformity with the provisions of said law of the State, the said town of _____ is legally bound, and its faith is solemnly pledged.

In testimony whereof, I hereunto affix my signature, this _____ day of _____ one thousand eight hundred and thirty _____

Agent.

D 3.

COMMONWEALTH OF MASSACHUSETTS,
Executive Department, Boston, September 26, 1839.

SIR : I have the honor herewith to enclose a letter this day received from the treasurer of this State, containing the information desired in your circular of the 20th February.

I am, sir, with great respect, your obedient servant,

EDWARD EVERETT.

HON. LEVI WOODBURY,
Secretary of the Treasury.

(Enclosure of D 3.)

TREASURY OFFICE,
September 25, 1839.

SIR : In obedience to your Excellency's direction, I have the honor to state, in reply to the fourth head of inquiry made by the Secretary of the Treasury of the United States, which is in the following words :

"What was the description of funds received by each State, and if both metal and bank notes were received, what were the proportions of each so received by each State, and what was the depreciation, if any, of the bank notes received by each State at the time of reception?"

The first two instalments of the surplus revenue due to the State of Massachusetts, amounted to \$952,115 72, and were received by this State in drafts on various banking corporations. These drafts were deposited in the City Bank, in Boston, to the credit of the Commonwealth, by the treasurer, on an agreement with said City Bank to answer the checks of the treasurer for the full amount. By a law of the State, the surplus revenue was to be deposited with the several incorporated towns, according to a ratio in said law established, and the treasurer drew his checks on said City Bank in various sums, at various times for that purpose. These checks were received by said towns in payment of their proportion of the said surplus fund, and the treasurer received their discharge for the amount. How they were paid by the City Bank the treasurer has no official information, but not having heard any complaint, and not having had any of these checks returned by the persons to whom they were given, it is presumed they were paid to the satisfaction of the parties. But it was well understood at the time, that, although they were by contract payable in specie, there was not in the banks on which the drafts of the Secretary of the Treasury of the United States were drawn, a sufficient fund of specie to pay them, and that they would be paid chiefly in current bank bills, which were then at a depreciation of from one to two per cent. At the time of these transactions, all the banks nominally paid specie for their bills.

The third instalment was received in drafts on banks in New York for \$30,000, and on banks in this State for \$416,057 86, making the whole amount of \$446,057 86. These drafts were placed with the City Bank, in Boston, to collect the amount and pass the same to the credit of the State, and the said bank did accordingly pass the whole amount to the credit of the State. The treasurer drew his checks upon the City Bank for the several persons or corporations to whom the fund was to be paid; these checks were taken up by the City Bank, and so far as the treasurer knows,

to the acceptance and satisfaction of the several holders. The account has been settled on the books of the treasury of the State.

It appears, therefore, that the treasurer of the Commonwealth received for the surplus revenue neither metal nor bank notes, but simply a transfer of credit resulting in a right to draw his checks on the City Bank, and taking the risk whether the City Bank would or would not be able to answer those checks in a manner to suit the purposes of the persons in whose favor they were drawn.

Great public and personal forbearance and accommodation were observed by all parties holding the treasurer's checks. The last instalment was paid as above, at a period when the banks had suspended specie payment, and when any attempt to coerce payment in specie on the drafts of the Secretary of the Treasury of the United States would have been abortive. Specie, if to be had at all, was at a premium above paper from ten to eleven per cent.

It is understood by the treasurer of the Commonwealth that for one of the drafts of this last instalment, drawn by the Secretary on the Franklin Bank for \$36,000, the City Bank received \$16,077 09 in specie, and the balance in bills, which bills were never redeemed, and are now on hand in the City Bank, the property of that corporation, and are wholly worthless.

With the highest respect, I am, sir, your obedient servant,

DAVID WILDER,
Treasurer.

His Excellency EDWARD EVERETT,
Governor of the Commonwealth.

D 4.

OFFICE OF GENERAL TREASURER,
Newport, R. I., July 11, 1839.

SIR: I have received from his honor the acting Governor of this State your circular of the 20th of February last, accompanied by certain resolutions of the Senate of the United States of the 16th of said February, with directions from him to furnish you "a statement of the facts involved in the fourth and fifth heads of inquiry."

The funds received by the State of Rhode Island for its proportion of the surplus revenue of the United States, to be deposited with the several States, were in Treasury drafts on the banks in Newport, Providence, and New York. The drafts for the first and second instalments were on specie-paying banks; the drafts for the third instalment were payable by banks which had ceased to pay specie; but the State was not a loser by any depreciation of the bills received in payment of the drafts.

The money so received on deposit was, by an act of the General Assembly, deposited in such of the incorporated banks in this State, in a ratable proportion to their capital actually paid in; as chose to receive it on the following conditions: To pay five per cent. per annum interest; the money to remain on deposit for the space of two years from the first of January, 1837, and until the passage of an act by the General Assembly making a different disposition of it, unless voluntarily relinquished by the banks; or unless called for by the Secretary of the Treasury of the United States; or

drawn out for reasons of supposed insecurity, or the non-payment of interest at the times required by law ; or upon a bank being adjudged by the supreme court guilty of violating the law concerning banks.

The interest received is appropriated exclusively for the support of public schools, and is divided among all the towns in the State, in proportion to the number of children, between certain ages, in each town.

I have the honor to be, very respectfully, your obedient servant,

JOHN STERNE, *General Treasurer.*

HON. LEVI WOODBURY,

Secretary of the Treasury.

D 5.

TREASURY OFFICE,
Hartford, Connecticut, Nov. 5, 1839.

SIR: In answer to your letter to his excellency, Governor Ellsworth of this State, containing a resolution of the Senate of the United States of the 16th of February, 1839, requesting "a statement of facts involved in the fourth and fifth heads of inquiry in said resolution," I have the honor to reply, and which is as follows, viz:

To the fourth inquiry, which is in these words: "What was the description of funds received?"

Answer. Orders from the Treasurer of the United States at Washington on various banks in the city of New York and in this State, all of which were passed to my credit by the banks in this city at par.

To the fifth inquiry, viz: "What investments or dispositions were made of the funds so received?"

Answer. Deposited with the several towns in this State, according to the grand list thereof in the year 1813; as on the list of that year was the money raised that was expended for the defence of the State during the late war with Great Britain, each town having obligated itself to refund whenever the State shall be called upon for the money by the General Government.

Respectfully, yours,

HIRAM RIDER, *Treasurer.*

By JEREMIAH BROWN.

HON. LEVI WOODBURY,

Secretary of the Treasury.

D 6.

TREASURER'S OFFICE,
Waterbury, Vt., April 15, 1839.

SIR: Your communication to the Governor of Vermont, dated February 20, 1839, to which was annexed a copy of a resolution adopted by the Senate of the United States on the sixteenth of that month, asking for certain information in relation to the execution of the thirteenth and fourteenth sections of the "Act to regulate the deposits of the public money," &c., has

been, by the Governor, submitted to me for reply in respect to the facts embraced in the fourth and fifth heads of inquiry.

In regard to the fourth, viz: "What was the description of the funds?" &c., permit me to say, it does not appear, by the books of this department, what kind of funds were received by this State; but I am informed by the former treasurer that the whole was paid in bank bills, excepting five thousand dollars paid by one bank in gold. There was no depreciation in the funds received.

As to the fifth head of inquiry, "What investments or dispositions were made by each State of the deposit made with it?" the General Assembly of the State of Vermont, by a law passed November 17, 1836, enacted that the money deposited with this State should be deposited with the respective towns therein, according to population as by the census of 1830; which towns were to loan out said money to such persons as they might think proper, for a term not to exceed one year at one time, at six per centum interest, payable annually; and that the income arising from the interest should annually, by the respective towns, be appropriated for the support of common schools in such towns.

The provisions of the aforesaid law have been complied with in this State. I have the honor to be, very respectfully, your obedient servant,

HENRY F. JONES, *Treasurer.*

HON. LEVI WOODBURY,
Secretary of the Treasury.

D 7.

ALBANY, N. Y., *February 25, 1839.*

SIR: I have the honor to acknowledge the receipt of your letter of the 20th, containing copies of certain resolutions of the Senate of the United States, requiring information in regard to the investment of the United States deposit fund. I have referred the same to the Comptroller of this State, who will communicate the information required.

I am, sir, very respectfully, your obedient servant,

WILLIAM H. SEWARD.

HON. LEVI WOODBURY,
Secretary of the Treasury.

(Enclosure of D 7.)

COMPTROLLER'S OFFICE,
Albany, March 11, 1839.

SIR: I have the honor to transmit to you, in compliance with the request contained in your circular of 20th February last to his excellency the Governor of this State, the following, in reply to the 4th and 5th queries therein contained:

To the 4th.—The funds received by this State were drafts on sundry banks of this State, which were paid by said banks in funds of which there was no depreciation.

To the 5th.—The deposit of \$4,014,520 71 made with this State, under the "Act to regulate the deposits of the public money," has been appor-

tioned among the several counties of this State according to the population thereof, and loaned to individuals secured by mortgages on real estate, worth double the amount loaned, exclusive of buildings. Said loans are made on a credit of not exceeding five years, subject, however, to the condition of being called in, the one half on a previous notice of one year, and the remainder on a previous notice of two years.

I have the honor to be your obedient servant,

BATES COOKE, *Comptroller.*

HON. LEVI WOODBURY,
Secretary of the Treasury, U. S.

D 8.

TREASURY DEPARTMENT, *March 1, 1839.*

DEAR SIR: In reply to the fourth inquiry in your circular, I answer: By act of the Legislature of the State of Pennsylvania, the State treasurer was directed to deposite the surplus revenue received from the United States in the banks of Pennsylvania and the Philadelphia Bank, when the certificate of transfer for the quarterly amounts were received from the Secretary of the Treasury of the United States; they were sent to the banks of Pennsylvania and Philadelphia Bank, who collected the amounts from several banks on which the drafts were drawn, and, I presume, the funds received were at par, as none other would be received, but whether in metal or paper or in the settlement of balances between the banks, I am not informed. That portion of the revenue on deposite in the Merchants and Manufacturers' Bank, remained there till checked out, as the necessities of the treasury required. The checks, I presume, were paid in their own paper.

Fifth inquiry. All the surplus revenue received from the United States has been expended in the construction of our public works, repairs, and other matters contingent thereon.

If the above is not sufficiently explicit, I will communicate with the banks of Philadelphia and Pennsylvania to know in what funds they were paid by the deposite banks, on receiving information from you.

With respect and esteem, I remain yours, &c.

DANIEL STURGEON.

HON. LEVI WOODBURY.

D 9.

SECRETARY OF STATE'S OFFICE,
Dover, Delaware, March 6, 1839.

SIR: The Governor has placed in my hands your letter to him of the 20th ultimo, covering a resolution of the Senate of the United States, and has requested me to furnish you with a statement of facts involved in the fourth and fifth heads of inquiry.

To the fourth head of inquiry, I answer that the amount of the surplus revenue received by this State was paid in drafts on certain deposite banks and collected through the Farmers' Bank of this State, at Dover.

To the fifth head of inquiry, I answer, that the sum of \$5,000 of the said surplus has been loaned, under an act of the Legislature, to the county of Sussex, in this State, to be applied towards the erection of a court-house and fireproof offices in and for said county. Said loan was taken at six per cent. per annum. By an act of the Legislature, passed February 2, 1837, the State treasurer was directed to invest \$250,000 in stock of the Farmers' Bank, by subscribing for five thousand shares of its increased capital stock, at \$50 per share; and he was directed to pay in the subscription out of the surplus revenue, as it should be received, and in the proportion which the said sum of \$250,000 bore to the whole sum accruing to the State, after deducting from the whole sum the amount of appropriations already made thereout. The "appropriations" referred to consisted merely of the \$5,000 loaned to the county of Sussex. By the same act, the State treasurer was directed to lend, at interest, at the rate of six per cent. per annum, payable half yearly, to the Wilmington and Susquehanna Railroad company \$110,000, to be paid out of the surplus as aforesaid, as the same should be received, and in the proportion which the said sum of \$110,000 bore to the whole sum accruing to the State, after deducting as aforesaid "appropriations already made thereout." In regard to the subscription to the Farmer's Bank stock, certificates were directed to be issued and delivered to the State treasurer, expressing the number of shares and the amount actually paid in. In reference to the loan to the Wilmington and Susquehanna Railroad company, the security for repayment was directed to be approved by James R. Black, Willard Hall, and John M. Clayton. The directions of the law have been complied with. Stock certificates have been issued by the Farmers' Bank, and good and sufficient security has been given by the Wilmington and Susquehanna Railroad company, and approved by the persons before named. That security consists of a penal bond of the railroad company and some of the individual corporators, with a power of attorney to confess judgment, and additionally of a post note of the Bank of the United States for \$100,000.

I believe the above comprises all the information I am able to give you in reference to the fourth and fifth heads of inquiry. Should it not prove satisfactory, please advise me, and I will cheerfully supply any omission, if in my power.

With high respect, your obedient servant,

CH. MARIM,

Secretary of the State of Delaware.

HON. LEVI WOODBURY,

Secretary of the Treasury, Washington.

D 10.

STATE DEPARTMENT, *Annapolis, March 8, 1839.*

SIR: I have been directed by his excellency the Governor to transmit to you the accompanying letter of the treasurer, in answer to your letter of the 20th of February last, and to say that if it does not contain all the information wished for, the deficiency will be supplied at the earliest moment.

I have the honor to be, very respectfully, your obedient servant,

CORNELIUS McLEAN, *Secretary of State.*

HON. LEVI WOODBURY,

Secretary of the Treasury.

(Enclosure of D 10.)

WESTERN SHORE TREASURY OF MARYLAND,
Annapolis, February 25, 1839.

SIR: By direction of his excellency the Governor, I have the honor to write in reply to your circular of the 20th, and to say that the whole of the three paid instalments of the State of Maryland's share of the surplus revenue of the United States, was received by the State in ordinary credits on the books of the Union Bank of Maryland and Franklin Bank of Baltimore for the sums, by the drafts of the Treasurer of the United States in favor of the State, made payable to my order by those banks respectively; that such credits were deemed equivalent to their notes, and for the first and second instalments, at the time thereof, convertible into, and therefore equivalent to coin; but for the third, at the time thereof, (July 1, 1837,) worth eight per cent. less; that by chapter 220 of the acts of the General Assembly, of December session, 1836, \$274,451 were appropriated to secure the punctual payment of the interest on the public debt of the State then contracted, and any other duly authorized demand upon its treasury; that, in execution of the second and third sections of that act, \$49,451 of that amount were reserved for the immediate use of the Treasury accordingly, and the remaining \$225,000 placed on special deposit to my credit in the Bank of Baltimore, on interest, with security, for the future use of the treasury; and that, of this last sum, \$150,000, with interest thereon from January 1, 1839, yet remain so to my credit in the said bank, and unexpended; that in execution of the fourth section of the said act, the remainder of the surplus revenue received was in like manner deposited to the credit of the State, and subject only to the future control and appropriation of the next General Assembly, viz: \$444,895 in the Union Bank of Maryland, and \$236,492 25 in the Franklin Bank of Baltimore; that, in pursuance of chapter 308 of the acts of the General Assembly, of December session, 1837, these last mentioned deposits were continued in the same banks respectively, and still remain there, the principal as yet unappropriated; that, in pursuance of chapter 285 of the acts of the same General Assembly, the interest on them to April 1, 1838, has been distributed accordingly among the counties of the State and the city of Baltimore, for the service, in 1838, of free or common schools in this State, and that the interest from that day to April 1, 1839, will be so distributed and for the same service in the current year.

I am, sir, very respectfully, your most obedient servant,

GEORGE MACKUBIN,

Treasurer Western Shore, Maryland.

Hon. LEVI WOODBURY,

Secretary of the Treasury.

D 11.

EXECUTIVE DEPARTMENT,
Richmond, Va., February 26, 1839.

SIR: I am instructed by Governor Campbell to transmit the enclosed to you.

I have the honor to be, very respectfully, yours, &c.,

WM. H. RICHARDSON,
Secretary of the Commonwealth.

The Hon. LEVI WOODBURY,
Secretary of the Treasury, U. S

(Enclosure of D 11.)

United States surplus revenue.

1837.

Receipts.

January quota of United States surplus revenue	-	-	\$732,809 33
April quota of United States surplus revenue	-	-	732,809 33
July quota of United States surplus revenue	-	-	732,809 33
			<hr/>
			\$2,198,427 99

Disbursed.

July	4.	Paid on account of subscription to the Northwestern Bank, at Wheeling	-	-	\$200,000 00
		Loan to the Bank of Virginia	-	-	325,000 00
	8.	Loan to the Farmers' Bank of Virginia	-	-	505,000 00
	14.	Paid subscription to Exchange Bank of Virginia	-	-	450,000 00
	19.	Loan by the Executive to the Richmond and Petersburg R. R. Co.			98,065 83
	22.	Loan to the Bank of the Valley	-	-	370,000 00
Oct.	3.	Paid on account of subscription to Northwestern B'k at Wheeling			82,809 33
		Retained under the 7th section of the act of the 24th of June	-	-	167,552 83
					<hr/>
					\$2,198,427 99

The following is a list of the State's bonds for the return of the money deposited with the State, agreeably to the terms set forth in the 13th section of the act of Congress above referred to, whenever the same shall be required by the Secretary of the Treasury:

1837.

January quota.

Jan. 10.	One bond for	-	-	-	-	\$732,809 33
	This bond covers three drafts, viz :					
	One on the Bank of Virginia	-	-	-	\$532,809 33	
	One on the Merchants' Bank of					
	New York	-	-	-	100,000 00	
	One on the Bank of America	-	-	-	100,000 00	
					<u>732,809 33</u>	

The two last-mentioned drafts were paid at the Bank of Virginia, and the bond left with the president.

April quota.

April 1.	One bond for	-	-	-	-	\$732,809 33
	This bond covers four drafts, viz :					
	One on the Bank of Virginia for				\$357,809 33	
	One on the National Bank of New					
	York	-	-	-	75,000 00	
	One on the Farmers' Bank of Vir-					
	ginia	-	-	-	200,000 00	
	One on the Union Bank of New					
	York	-	-	-	100,000 00	
					<u>732,809 33</u>	

The two first-mentioned drafts were paid by the Bank of Virginia ; the two last-mentioned were paid by the Farmers' Bank of Virginia, and the bond left with the president of the Bank of Virginia.

July quota.

July 4.	Nine bonds	-	-	-	-	\$732,809 33
	These bonds cover nine drafts, viz :					
	One on the Girard Bank of Phila-					
	delphia for	-	-	-	\$57,000 00	
	One on the National Bank of New					
	York	-	-	-	60,000 00	
	One on the Bank of Kentucky,					
	Louisville	-	-	-	83,000 00	
	These three drafts, amounting to					
	\$200,000, were paid to the agent					
	of the Northwestern Bank, ac-					
	companied by the State's bond					
	to return, &c. See act of 24th					
	of June, 1837.					
14.	One on the Mechanics' Bank at					
	New York for	-	-	-	40,000 00	

July 14. One on the Bank of Kentucky, Louisville - - -	\$52,000 00
One on the Northern Bank of Ken- tucky, at Louisville, for -	140,809 33
One on the Union Bank at New York for - - -	100,000 00
One on the Farmers' Bank of Vir- ginia for - - -	117,190 67
These five drafts, amounting to \$450,000, were paid to the agent of the Exchange Bank of Vir- ginia, at Norfolk, accompanied by the State's bonds to return, &c. See act of 24th of June, 1837.	
20. One draft on the Farmers' Bank of Virginia (the amount of which draft was deposited in the Far- mers' Bank to the credit of the Commonwealth, and the State's bond left with the cashier of that bank) for - - -	82,809 33

732,809 33

Extract from the treasurer's report to the Legislature, at the January ses-
sion, 1838.

L. BRUFOOT,

Treasurer of the Commonwealth.

TREASURY OFFICE, *February 26, 1839.*

SIR: It will be seen by the annexed extract, that the whole amount of
the United States surplus revenue received by Virginia, was in drafts on
the State banks, and was disposed of in the following manner, viz:

Subscription to banks - - -	\$732,809 33
Loans to banks - - -	1,200,000 00
Loan to railroad - - -	98,065 83
Retained by the Commonwealth - -	167,552 83

2,198,427 99

The amount of each draft is particularly set forth in that statement;
which contains all the information on the subject which I have in my pos-
session.

Very respectfully, your obedient servant,

L. BRUFOOT,

Treasurer of the Commonwealth.

His Excellency DAVID CAMPBELL,

Governor of Virginia.

D 12.

EXECUTIVE OFFICE, NORTH CAROLINA,

September 21, 1839.

SIR: I have had the honor of receiving your favor of the 10th instant, covering copy of a circular of previous date, addressed to the Governors of the several States of the United States, which had not been responded to from this office. I regret the circumstance, and can only say in explanation, that I had no recollection of receiving the circular, and, on inquiry, find it was received in my absence, filed away, and so lost sight of. It affords me pleasure to furnish any information which may be deemed valuable and required by any of our public functionaries.

I have submitted to the public treasurer your circular, and requested him to furnish the information desired, and hope it may be in time to answer your purpose.

I am, very respectfully, your obedient servant,

EDWD. B. DUDLEY.

Hon. LEVI WOODBURY,

Secretary of the Treasury, Washington.

(Enclosure No. 1 of D 12.)

TREASURY OFFICE, Raleigh, Oct. 30, 1839.

SIR: I have the honor to communicate to you the enclosed statement of the funds received by the State of North Carolina of the surplus revenue, and of the disposition and investments of the same under the acts of the General Assembly, which, I believe, furnishes all the information desired by your circular letter directed to the Governor of this State, relative to the resolutions passed by the Senate of the United States, on the 16th of February last, on the subject of the deposits of the public money.

I am, sir, with much respect, your obedient servant,

C. L. HINTON, *Public Treasurer.*

Hon. LEVI WOODBURY,

Secretary of the Treasury.

(Enclosure No. 2 of D 12.)

Statement of the description of funds received by the State of North Carolina of the surplus revenue, and of the disposition and investments of the same, under acts of the General Assembly of the State.

1st instalment received January, 1837, in the following, viz:

Draft of the Treasurer of the United States on the

Bank of the State of North Carolina	-	-	\$230,000 00
Merchants' Exchange Bank, New York	-	-	55,000 00
Leather Manufacturers' Bank, New York	-	-	28,000 00
Phoenix Bank, New York	-	-	80,000 00
Girard Bank, Philadelphia	-	-	84,919 13

Deposited in the Bank of the State of North Carolina - 477,919 13

2d instalment received April, 1837, in—

Drafts of the Treasurer of the United States on the same banks, and of like amounts of the 1st instalment	-	\$477,919 13
Of this instalment, \$285,000 was deposited with the Bank of the State of North Carolina, and the balance, of \$192,919 13, was deposited with the Bank of Cape Fear, at Wilmington. On the latter sum the State received a premium of one-half of one per cent., amounting to \$964 60.		

3d instalment received July, 1837, as follows:

In drafts of the Treasurer of the United States on the Bank of the State of North Carolina	-	\$300,000 00
Girard Bank, Philadelphia	-	19,919 13
Leather Manufacturers' Bank, New York	-	28,000 00
Phoenix Bank, New York	-	80,000 00
Merchants' Exchange Bank, New York	-	50,000 00

Deposited with the Bank of the State of North Carolina	477,919 13
	<hr/>
	1,433,757 39
	<hr/>

Of the amount of the surplus revenue received by the State of North Carolina, there was appropriated by act of the General Assembly:

1st. To defray the civil and contingent expenses of the State government	-	\$100,000 00
2d. For the redemption of the public debt due the United States, in trust for the Cherokee Indians, created for the purpose of paying the State's subscription for stock in the Bank of the State of North Carolina, which stock now constitutes a part of the fund belonging to the board of literature	-	300,000 00
3d. For the payment of stock in the Bank of Cape Fear, subscribed for by the president and directors of the Literary Fund	-	300,000 00
4th. For draining the swamp lands of the State, under the direction of the board of literature	-	200,000 00
Of this sum, \$17,971 74 have been expended; the balance loaned to individuals and companies.		
5th. Invested in stock of the Wilmington and Raleigh Railroad company, by the board of internal improvement	-	533,757 39
		<hr/>
		1,433,757 39
		<hr/>

C. L. HINTON, *Public Treasurer.*

D 13.

EXECUTIVE DEPARTMENT,
Abbeville, S. C., March 8, 1839.

SIR: I have the honor to acknowledge the receipt of your communication, transmitting a copy of the resolution adopted by the Senate of the

United States, in relation to the deposits. I have referred the matter to the comptroller-general of the treasury of this State, with directions to furnish you with a statement of the facts involved in the fourth and fifth heads of inquiry.

I am, very respectfully, your obedient servant,

PATRICK NOBLE.

HON. LEVI WOODBURY,
Secretary of the Treasury.

(Enclosure No. 1 of D 13.)

EXECUTIVE DEPARTMENT,
Abbeville C. H., S. C., September 23, 1839.

SIR: I have received yours of the 10th instant calling my attention again to sundry resolutions of the United States Senate in relation to the deposite of the surplus funds.

I have again directed the proper officers of this State to furnish you a statement of the facts involved in the fourth and fifth heads of inquiry.

I am, very respectfully, your obedient servant,

PATRICK NOBLE.

HON. LEVI WOODBURY,
Secretary of the Treasury.

(Enclosure No. 2 of D 13.)

OFFICE OF COMPTROLLER-GENERAL,
Charleston, S. C., September 7, 1839.

SIR: Governor Noble has forwarded to me your communication with the subjoined copy of a resolution adopted by the Senate of the United States, requesting to be furnished with a statement of facts involved in the fourth and fifth heads of inquiry, and has directed me to furnish and forward them to you.

According to "An act to provide for the reception and disposition of so much of the surplus revenue of the United States as may be apportioned to this State under the act of Congress in such case made and provided," passed 21st December, 1836, the first, second, and third instalments, amounting to \$1,051,422 09 were paid into the bank of the State of South Carolina, and deposited to the credit of the State, not to be considered a part of the capital of the said bank, but to be banked upon and employed like the capital of the said bank according to the usages and customs of the bank, until it may be withdrawn by requisition according to the provisions of the aforesaid act of Congress, or otherwise disposed of by authority of law. The funds received by the said bank were checks on the bank of Charleston, the Planters and Mechanics' bank in this city, the Merchants' bank of New York, and the Girard bank, Philadelphia. These funds were at par when received; no specie was paid to the bank.

Under a resolution passed by the Legislature in December, 1836, page 129, the comptroller-general subscribed, on behalf of the State, to 10,000 shares, amounting to one million of dollars, in the Louisville, Cincinnati, and Charleston Railroad company, and by a clause in "An act to make appropriations for the year 1836, and for other purposes," passed in 1836, page 20, the said comptroller-general is authorized to call upon the Presi-

dent of the Bank of the State of South Carolina for the instalments as they may become due on the aforesaid 10,000 shares, to be paid by the President out of the surplus to be received from the General Government. Accordingly there have been paid three instalments of \$5 on each share, and another instalment also of \$5 on each share is called for, to be paid in next month, making in the whole \$200,000, and will leave in the Bank of the State of South Carolina a balance of \$851,422 09 remaining of the surplus fund.

The foregoing embraces all the information required in the fourth and fifth heads of inquiry.

Very respectfully, your most obedient servant,

WM. ED. HAYNE,
Comptroller-General.

HON. LEVI WOODBURY,
Secretary of the Treasury, U. S.

(Enclosure No. 3, of D 13.)

BANK OF THE STATE OF SOUTH CAROLINA,
Charleston, September 26, 1839.

SIR: I am instructed by his Excellency Governor Noble to forward to the Secretary of the Treasury of the United States a statement of the amount of the surplus fund received by the State of South Carolina, and of the mode in which it has been used.

\$1,051,422 09 have been received in bank notes, as per statement annexed, at par.

By reference to the act of the Legislature of this State passed December 21, 1836, the disposition of this fund is provided for as follows: "Sec. 3. The comptroller-general is authorized and required upon receiving any portion of said money, forthwith to cause the same to be deposited in the bank of the State of South Carolina, to the credit of the State, which shall not be considered a part of the capital of said bank, but shall be banked upon and employed like the capital of said bank, according to the usages and customs of the bank until it may be withdrawn by requisition, according to the provisions of the aforesaid act of Congress, or otherwise disposed of by authority of law." The ultimate appropriation of the money received under the distribution act was provided for under the joint resolution of the Senate and House of Representatives of the State of South Carolina, as follows, December 16, 1836: "It shall be the duty of the comptroller to subscribe to the stock of the Louisville and Cincinnati Company for a number of shares equal to the amount of the surplus revenue, which shall be received by this State, as her proportion of the same, under the distribution act, provided, that the total amount of the subscription may not exceed one million of dollars." This amount has been accordingly subscribed; instalments to the sum of \$150,000 paid, and \$50,000 due in a few days, on a further call.

whether to institutions, to bodies corporate, or otherwise, or to individuals? and to what kind of institutions, bodies, or class of individuals, and to what amount, and what were the circumstances and conditions of such investments, dispositions, loans, or distributions?"

So far as this department was concerned in the receipt and transfer of the surplus revenue of the United States, I have the honor to answer to the fourth interrogatory, that I received the three instalments which have been paid over to this State, in drafts upon several of the then deposit banks; and it having been made my duty by an act of the Legislature, to transfer the amount to the Central Bank of Georgia, I delivered those drafts to the officers of that institution as so much cash; but in what description of funds those drafts were paid, I am wholly unable to state, but presume the officers of the bank can afford satisfactory information.

To the fifth, I have the honor to answer, that, by a law of the State, passed on the 28th December, 1836, the surplus revenue deposited with Georgia, was directed to be placed in the Central Bank aforesaid, and ordered to be loaned out under the rules and regulations governing that institution by the original charter and the amendments thereto; and by an act passed on the 26th December, 1837, one third part of the interest accruing upon said surplus revenue, was set apart as a fund for the support of common schools. So far as comes within my knowledge, no other or further disposition has been made of it.

I have the honor to be, with high respect, your excellency's obedient servant,

T. HAYNES, *Treasurer.*

His Excellency, GEORGE R. GILMER.

(Enclosure No. 2, of D 14.)

CENTRAL BANK OF GEORGIA,

Milledgeville, September 28, 1839.

DEAR SIR: In reply to the note of J. H. Steele, Esq., secretary, E. D., of the 26th instant, requiring information with regard to the fourth and fifth heads of inquiry of the Secretary of the Treasury of the United States, relative to the United States surplus revenue deposited with the different States, namely: the description of funds in which said deposits were made, and the investments or disposition made by each State of said deposits; I have the honor to submit to your Excellency the following statement, which I hope will be satisfactory, at least, so far as relates to the connexion of this State with said matters of inquiry.

To the fourth inquiry, I would state, that the whole amount of said deposit was received by our State treasurer and turned over to this institution in United States transfer drafts on the deposit banks of this State, with the exception of about one hundred thousand dollars in United States transfer drafts on a deposit bank in New York. The drafts on New York were disposed of by this institution for current funds at about $2\frac{1}{2}$ per cent. premium; and the drafts on the deposit banks of this State were collected in specie and current funds at par value, and in such proportions as were required by the directors of this institution: the proportion of specie required was about one-fifth of the whole amount. No loss was sustained upon any portion of the funds thus received.

To the fifth interrogatory, I would state, that the whole amount of the United States surplus revenue deposited with this State has been loaned out, agreeably to an act of the Legislature, to its citizens on accommodation paper, having five years to run, and subject to a reduction of 20 per cent. per annum.

Very respectfully, I have the honor to remain yours, &c.,

A. M. NISBET, *Cashier.*

His Excellency, G. R. GILMER, *Governor of Georgia.*

D 15.

EXECUTIVE DEPARTMENT,

City of Jackson, June 20, 1839.

SIR: In reply to your letter of the 20th of February last, I enclose you a statement showing the description of funds received by the treasurer of this State on the drafts of the Treasurer of the United States, on account of three instalments of the surplus revenue. At the time this bank paper was received, it was at a discount of from twenty to twenty-five per cent.

Thirty thousand dollars of the sum received have been loaned to a company for the purpose of removing the obstructions to the navigation of the Chickasawhay river, to be paid when this State is called on to refund to the General Government the amount deposited with this State; and fifteen thousand dollars have been loaned to a company for the purpose of clearing out Tehula river.

The residue of the amount deposited was placed in the office of the Planters' Bank at this place, and used for the purposes of paying the usual demands on the treasury. More than two-thirds of the amount received from the General Government, and placed by the State treasurer in said branch, has been accounted for in the notes of the Mississippi and Alabama Railroad company, (Brandon money,) and about one hundred thousand dollars thereof is still to the treasurer's credit, and is now not worth more than twenty-five cents per dollar.

Bonds and good security have been taken of the companies to whom the forty-five thousand dollars have been loaned.

I am, sir, with much respect, your obedient servant,

A. G. McNUTT.

Hon. LEVI WOODBURY,

Secretary of the Treasury, City of Washington.

(Enclosure of D 15.)

Statement showing the kind of money received by the State Treasurer of the State of Mississippi, of the Agricultural Bank in payment of two drafts of the Treasurer of the United States.

July 1, 1837. Check of the cashier of the Agricultural Bank on the office of the Planters' Bank, Port Gibson	-	\$1,560 00
Jackson	-	742 69
Monticello	-	4,040 57
Columbus	-	5,600 00

Mississippi and Alabama Railroad, Brandon	-	\$2,400 00
Commercial and Railroad Bank, Vicksburg	-	7,636 50
Branch Grand Gulf Bank, Gallatin	-	2,207 31
Specie	-	400 00

The remainder in notes then current throughout the State, viz:

The Branch of the Planters Bank	-	}	78,858 43
Commercial Bank of Rodney	-		
Vicksburg	-		
Manchester	-		
Columbus	-	}	24,000 00
West Feliciana Railroad Company	-		
Grand Gulf Railroad	-		
Deer Creek and Lake Washington	-		
Agricultural bank notes, about	-	-	24,000 00
			<hr/> 127,445 10

July 11, 1837. Agricultural bank notes	-	\$95,000 00	
Current bank notes of some or all of the banks above named, say	-	14,945 00	
Check on Branch of Agricultural Bank at Pontotoc	-	10,000 00	
Check on Commercial Bank at Manchester	-	1,700 00	
Check on Commercial Bank at Vicksburg	-	3,500 00	
Check on Railroad Bank, Grand Gulf	-	2,500 00	
			<hr/> 127,445 10
			<hr/> 254,890 20
1837. Received of the Planters' Bank, on Treasurer's draft, in notes on the aforesaid banks	-	127,445 10	
			<hr/> 382,335 30

D 16.

AUDITOR'S OFFICE, ILLINOIS,
Springfield, October 5, 1839.

SIR: I have the honor to submit the following answers to the 4th and 5th inquiries contained in the resolution of the Senate of the United States, of February 16, 1839, relative to the execution of the 13th and 14th sections of "An act to regulate the deposits of the public moneys," &c.

Answer to the 4th inquiry. The treasury warrants issued for the amount due this State, under the provisions of the act above mentioned, were transferred to the State bank of this State, which institution paid the amount into the Treasury in her own notes, on which there was no depreciation.

Answer to the 5th inquiry. The sum of \$142,326 82 was appropriated to, and expended in, the construction of the railroads comprised in our system of internal improvements; the sum of \$235,592 32 was invested, on the part of the State, in capital stock of the State Bank of Illinois, and the sum of \$100,000 (being the balance in full of the surplus revenue received by this State) was invested in capital stock of the Bank of Illinois, at Shawneetown. The dividends arising upon said stock are appropriated to defray the interest on the loans made for the prosecution of our public works.

I have the honor to be, sir, your obedient servant,

LEVI DAVIS,

Auditor of public accounts of the State of Illinois.

Hon. LEVI WOODBURY,

Secretary of the Treasury.

D 17.

TREASURER'S OFFICE,

Indianapolis, March 6, 1839.

SIR: The Governor of Indiana has requested me to answer the fourth and fifth inquiries embraced in your circular letter to the Executives of the several States, dated February 3, 1839.

In accordance with this request, I will state, in answer to the fourth query, that the drafts drawn by the Treasurer of the United States, in favor of the treasurer of Indiana, on the deposit banks, for the first and second instalments of the surplus revenue, were, on presentation, paid by crediting the treasurer of State on the books of the bank with the amount of the draft.

The money was disbursed to the different loaning agents, by checks in their favor, on the different banks, which were paid principally, it is believed, in bank paper, it being preferred in most cases to specie, on account of convenience of transportation to different portions of the State.

No depreciation of Indiana bank paper then existed.

The third instalment was paid in the same way of the first two, with this difference only, that the credit in bank was to the commissioners of the sinking fund, instead of the treasurer of State.

At the time of payment of this instalment, there was a depreciation of bank paper in Indiana, of about 3 per cent. but the payment was made in the manner it was, by the special request of the commissioners of the sinking fund, who were authorized, by a law of Indiana, to receive it.

In answer to the fifth inquiry, I will state that the first two instalments were distributed to the several counties in proportion to the number of polls, and to be loaned out under the direction of agents appointed for that purpose, at 8 per cent. interest, and the proceeds pledged to the support of common schools for five years.

The third instalment was loaned at 9 per cent. interest, by the commissioners of the sinking fund, and the proceeds applied to the payment of interest on loans made for internal improvement.

Very respectfully, your obedient servant,

N. B. PALMER,

Treasurer of Indiana.

Hon. LEVI WOODBURY,

Secretary of the Treasury, U. S.

D. 18.

FRANKFORT, KY., *September 30, 1839.*

SIR: I am in the receipt of yours of the 10th of September, covering a copy of sundry resolutions of the Senate of the United States, upon the subject of the deposit of the surplus revenue of the United States with the several States, in which you say, a former communication to the Governor of Kentucky upon this subject had not been answered. Governor Clark's protracted illness, and his death, will account for the failure to answer your communication. Upon the 1st, 2d, and 3d interrogatories, I presume you have official evidence in your possession more satisfactory than any which I can give you.

In answer to the 4th, I inform you that the first and second instalments, amounting in the aggregate to \$955,838 26, were paid into the Treasury of the State in February and April, 1837, in funds equal to specie by the banks of Kentucky, upon whom your drafts were made. The 3d instalment was paid in July, 1837, to the State treasurer, in funds not equal to specie, but was received by the State treasurer at par. Eight hundred and fifty thousand dollars of the amount received by this State, has been vested in the scrip of Kentucky, bearing an interest of five per cent., and the proceeds set apart for the purposes of common school education in the State, and the amount of the investment has been expended upon works of internal improvement by the State. The remainder of the sum received, has been vested in the stocks of the bank of Kentucky, whose dividends have heretofore averaged eight per cent., and the proceeds thereof, paid over semi-annually to the commissioners of the sinking fund. The 4th instalment, I regret to say, we have been informed by your letter to the treasurer of this State, has not been paid over according to the requirements of the act of Congress, upon the alleged ground that there was not means in the Treasury of the United States, to enable the Secretary of the Treasury to comply with its provisions.

I have the honor to be, yours, with respect,

C. A. WICKLIFFE,
Lt. and Acting Governor, Ky.

HON. LEVI WOODBURY,
Secretary of the Treasury.

D 19.

EXECUTIVE DEPARTMENT,
Nashville, September 24, 1839.

SIR: Yours of the 10th instant has been received. In answer to which, I herewith have the honor to enclose the statements of the Union and Planters' Banks on the subject of your letter, it having been referred to them for that purpose.

The balance of the amount received by the State was deposited in the Farmers and Merchants' Bank at Memphis, in the same way; and the whole amount received by the State has been invested as capital of the "Bank of Tennessee," chartered at the last session of our Legislature.

Very respectfully, your obedient servant,

N. CANNON.

HON. LEVI WOODBURY,
Secretary of the Treasury.

(Enclosure No. 1, of D 19.)

UNION BANK OF TENNESSEE,
Nashville, March 25, 1839.

SIR: I have the honor to have received a copy of a letter addressed to your excellency by the Secretary of the Treasury of the United States, under date of 20th ult., requesting a statement of the facts involved in the fourth and fifth heads of inquiry, of a resolution of the Senate of the United States of the 16th February last, in relation to the execution of the 13th and 14th sections of the "Act to regulate the deposits of the public money," approved 23d June, 1836.

To which I beg leave to state: that the credit which has accrued to the State of Tennessee in this bank, under the act of Congress for the distribution of the surplus revenue of the United States, was a transfer from the cash balance standing to the credit of the Treasurer of the United States, on the authority of the transfer drafts or warrants of the said Treasurer in favor of the State of Tennessee.

That the cash balance of the Treasurer of the United States from which the transfer was made, had accrued to his credit principally from the sales of public lands at Pontotoc, Mississippi, which was paid into this bank (as correctly as can be ascertained from our books) in the following description of funds:

In the notes of the Alabama banks, - - -	\$348,000
In the notes of the Louisiana banks, - - -	21,000
In the notes of the Georgia banks, - - -	27,000

The balance of the revenue accruing from that source, amounting in the aggregate to \$639,000, consisted of the notes of the Tennessee and other western banks; to which may be added, a deposit by the receiver of public moneys at Fayetteville, Arkansas, of \$36,382, in the notes of the banks of Tennessee, Mississippi, and Louisiana. The Treasurer of the United States also received credit for \$300,000, transferred on his warrant from the Commercial Bank of Cincinnati, and \$100,000, transferred in like manner from the Agricultural Bank of Mississippi; none of which was received by this bank in specie, with the exception of \$80,000 received from the branch of the Agricultural Bank at Pontotoc, Mi., and transported to Nashville at the risk and expense of this bank.

With regard to the depreciation of the funds thus appearing to the credit of the Treasurer of the United States, I can only say that the credit was given during the period of specie payments, and that the only inconvenience arising to this bank, was the fact of having the said funds at points not immediately available.

In reference to the fifth item of inquiry, as to the disposition of the surplus revenue when transferred to the State of Tennessee, I have to state: That this bank received on deposit the sum of \$84,092 53, at an interest of six per cent. per annum, as an offset to a debt against the State for that amount at a like rate of interest; and a further sum of \$707,353, at the rate of five per cent. per annum, until the meeting of the Legislature, when a final disposition would be made of the fund.

On the passage of an act of the last Legislature, (19th January, 1838,) chartering the Bank of Tennessee, the whole of the deposit of surplus revenue in this bank was declared to constitute a part of the capital stock of the said Bank of Tennessee; and this bank was required to pay over the

same in two equal annual instalments, viz., on 1st January, 1839, and 1st January, 1840. The interest, in the meantime, being advanced to the rate of six per cent. per annum until paid.

The first instalment fell due and was paid 1st January last.

I am, very respectfully, sir, your obedient servant,

D. S. PICKETT,
Cashier.

His Excellency N. CANNON,
Governor of the State of Tennessee.

(Enclosure No. 2, of D 19.)

PLANTERS' BANK OF TENNESSEE,
Nashville, September 24, 1839.

SIR: I have the honor to acknowledge the receipt of a letter addressed to you by the Secretary of the Treasury of the United States, under date of 20th February last, requesting a statement of the facts involved in the fourth and fifth heads of inquiry, of a resolution of the Senate of the United States of the 16th of February last, in relation to the execution of the 13th and 14th sections of the "Act to regulate the deposits of the public money," approved 23d June, 1836, to which I beg leave to state: That the credit which has accrued to the State of Tennessee in this bank, under the act of Congress for the distribution of the surplus revenue of the United States, was a transfer of so much of the cash balance standing to the credit of the Treasurer of the United States, on the authority of the transfer drafts or warrants of the said Treasurer in favor of the State of Tennessee.

In reference to the fifth item of inquiry—as to the disposition of the surplus revenue when transferred to the State of Tennessee—I have to state: That this bank received on deposit the sum of \$607,774 26, at the rate of five per cent. per annum interest, until the meeting of the Legislature, when a final disposition would be made of the fund.

On the 19th January, 1838, the Legislature of the State of Tennessee passed an act chartering the "Bank of Tennessee." The whole of the deposit of the surplus revenue in this bank was declared to constitute a part of the capital stock of said Bank of Tennessee, and this bank was required to pay over the same in specie, in two equal annual instalments, viz., on 1st January, 1839, and 1st January, 1840; the interest, in the meantime, being advanced to six per cent. per annum, until paid.

The first instalment fell due and was paid on 1st January last.

I am, very respectfully, your obedient servant,

M. WATSON, *President.*

His Excellency N. CANNON,
Governor of the State of Tennessee.

D 20.

AUDITOR OF STATE'S OFFICE,
Columbus, July 24, 1839.

SIR: The Executive of this State, in April last, referred to this department your circular of February 20, requesting information on certain points in relation to the distribution of the surplus revenue of the United States.

The answer would have been sooner furnished you, but that I have been awaiting a reply from the State treasurer to the fourth inquiry, which he was requested to furnish. That reply has not even now been furnished; but I do not feel myself at liberty, for that reason, longer to delay all the information in my possession.

You request "a statement of facts involved in the fourth and fifth heads of inquiry," which are as follow:

"*Fourth.* What was the description of funds received by each State? and, if both metal and bank-notes were received, what were the proportions of each so received by each State? and what was the depreciation, if any, of the bank notes received by each State at the time of reception?"

"*Fifth.* What investments or dispositions were made by each State of the deposit made with it? whether invested in stocks, and, if so, in what kind of stocks, and to what amount? whether applied to public works, or to State or other institutions, and, if so, to what kind of works or institutions, and to what amount? whether loaned out or distributed, and, if so, whether to institutions, to bodies corporate, or otherwise, or to individuals, and to what amount? and what were the circumstances and conditions of such investments, dispositions, loans, or distributions?"

To the first above I reply, that, for reasons before referred to, I have no authentic information. I understand the proportion of the revenue apportioned to the State of Ohio was paid in drafts on several banks of the State. These drafts were sent to the banks, and the amount transferred to the credit of the treasurer of State, who drew for the same as required. I am unable to say what character of money was received from the Government by the banks, or from the banks by the treasurer. In the payment of the fund to the several counties, paper only was offered, and other funds refused. Bank paper at that time was laboring under a depreciation, varying from four to eight per centum, and several of the counties, on being tendered paper, and that distant from them, refused to receive their funds from the treasury, from whence it was taken by the auditor, under a special provision of law, and loaned to the canal fund, where it now remains, the counties receiving interest upon it. Whether this difficulty arose from any course of conduct on the part of the banks or the State officers I cannot say. A very great proportion of the money was paid out at the State treasury, *all paper*, and the remainder in drafts on banks, where, it being during the suspension, of course paper only was paid. The refusals to receive the amounts and character of paper tendered all took place at the treasury, and was sustained on the ground that the Government depositories had failed or refused to furnish the treasurer with any other than the class of funds which he tendered. There was no metal paid out or received, except small amounts of change under one dollar.

To the second inquiry above I reply, that the State's proportion of the surplus revenue was loaned to the several counties of the State, to be by them invested in stocks, or loaned to individuals on bonds and mortgages, and a limited amount on personal security, with a provision that said counties should derive a net amount of five per centum annually, to be paid to the common school fund, the excess of proceeds, if any, to inure to the county for county purposes. The investments of the several counties have been various, but all reported to be secure. The greater proportion have loaned to individuals, the interest payable semi-annually; several have

invested in bank stocks, several in works of internal improvement, and some loaned to the State at six per centum for the purchase of the canal fund.

By the twentieth section of the act, it is provided "that the State treasurer, on information from the Treasurer of the United States that any portion of said fund is wanted by the General Government, shall notify each county auditor of the amount such county is required to refund; and said auditor shall forthwith notify such fund commissioners, and the fund commissioners shall call in such amount from the borrowers, and deposite the same in some convenient safe bank to the credit of the State treasurer. By the twelfth and thirteenth sections, it is provided "that, in the year 1850, the amount of the revenue, if so long it remains with the counties, shall be in the hands of the fund commissioners, and held subject to the order of the State treasurer, for the payment of the State canal debt, should the Legislature deem it best to make use of that fund for that purpose, the State to pay interest at a rate not less than five per centum annually on the whole amount, to be distributed among the several counties, according to law, for the support of common schools.

I have the honor to enclose you, herewith, a copy of the report of the auditor of State to the Legislature, showing the disposition made of this fund by the several counties, which comprises, I believe, all the information required by your circular.

I have the honor to remain, very respectfully, your obedient servant,
JOHN BROUGH, *Auditor of State.*

HON. LEVI WOODBURY,
Secretary of the Treasury.

D 21.

EXECUTIVE DEPARTMENT,
Tuskaloosa, March 4, 1839.

SIR: I have the honor to acknowledge the receipt of your favor of the 20th ultimo, and have referred the same to the State treasurer, who will communicate the information desired.

I am, with great respect, sir, your most obedient servant,
A. P. BAGBY.

HON. LEVI WOODBURY, *Washington.*

